

NO. 48788-8

**COURT OF APPEALS, DIVISION II
STATE OF WASHINGTON**

STATE OF WASHINGTON, RESPONDENT

v.

SKYLAR NEMETZ, APPELLANT

Appeal from the Superior Court of Pierce County
The Honorable Jack Nevin

No. 14-1-04212-6

BRIEF OF RESPONDENT

MARK LINDQUIST
Prosecuting Attorney

By
MICHELLE HYER
Deputy Prosecuting Attorney
WSB # 32724

930 Tacoma Avenue South
Room 946
Tacoma, WA 98402
PH: (253) 798-7400

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A. ISSUES PERTAINING TO APPELLANT'S ASSIGNMENTS OF ERROR.

1. When viewed in the light most favorable to the State, was there sufficient evidence to establish that the defendant was armed with a firearm when he shot his wife with a rifle?
(Appellant's Assignments of Error Nos. 1 & 2)
2. Does well-established caselaw hold that a firearm sentencing enhancement can properly be imposed when the underlying crime is one that is reckless? (Appellant's Assignment of Error Nos. 3 & 4)
3. Did the trial court properly decline to give the defendant credit for pretrial electronic home monitoring after he was convicted of a violent offense, and does the trial court's ruling comply with ex post facto laws when the pretrial electronic home monitoring is non-punitive in nature?
(Appellant's Assignment of Error Nos. 5, 6, & 7)
4. Should this court decline to impose appellate costs when the trial court has already determined the defendant to be indigent and the State will not be filing a cost bill?
(Appellant's Assignment of Error No. 8)

B. STATEMENT OF THE CASE.

1. Procedure

On December 31, 2015, SKYLAR NIKOLAS BEAR NEMETZ, hereinafter “defendant,” was charged by corrected information with murder in the first degree. CP 1-2.

On October 22, 2014, the defendant was permitted by the court to be placed on electronic home monitoring (EHM). CP 82-83. The defendant posted the required bail amount and was on EHM from October 31, 2014 until the date of his conviction, March 3, 2016. CP 84-89.

The case proceeded to jury trial on January 21, 2016. RP 1. At the conclusion of the trial, the defendant was found guilty of the lesser included offense of manslaughter in the first degree with a firearm sentencing enhancement. CP 3, 78. He was sentenced to a term of 102 months in custody.

The trial court considered the matter of whether the defendant was entitled to credit for the time he had spent on EHM while the case was pending. The court held that RCW 9.94A.505 did not violate the ex post fact law and concluded that the statute prohibited the defendant from receiving EHM credit. 15RP 4.

2. Facts

On or about October 13, 2014, the defendant asked a military friend, Anthony Faas, to purchase some alcohol for him. 5RP 49. Faas agreed to do so. 5RP 50. The defendant's wife, Danielle¹ Nemetz, and the defendant were both under age 21. 2RP 62, 5RP 50, 12RP 187; CP 90-98 (exhibit 67, page 8). Faas was supposed to meet Danielle and provide her the alcohol before the defendant was scheduled to return from a military training. 5RP 50. Faas forgot to meet her and someone else had purchased the alcohol for her. 5RP 50-51. When the defendant thanked Faas for getting him the alcohol, Faas told him that had not done it. 5RP 52. The defendant started shaking and was displeased. 5RP 52.

The defendant later told Anthony Faas that he had shot Danielle. 5RP 54. He told Faas that he was clearing the weapon and did not know there was a round in the chamber. *Id.*

Benjamin and Nina Bergmark lived in the same apartment building as Danielle and the defendant. 3RP 14. On the night of October 16, 2014, Mrs. Bergmark heard a loud bang and what sounded like a large piece of furniture being knocked over. 3RP 14. Ms. Bergmark then heard the dog barking and people yelling. 3RP 15. Mr. Bergmark knocked on the defendant's apartment door to investigate. 3RP 18. The defendant

¹ Because the defendant and his wife both share the same last name, the State will refer to Danielle Nemetz by her first name to avoid confusion.

answered and appeared frantic. *Id.* After Mr. Bergmark spoke with the defendant, he told his wife to call 911. 3RP 19.

The Dills were also neighbors of Danielle and the defendant. 3RP 192-193. The Dills were coming into their apartment on October 16, 2014. 3RP 194. Mrs. Dill heard a “very obvious shot go off.” 7RP 77. The defendant appeared and told Mr. Dill that he had shot his wife and asked that somebody call 911. 3RP 194. Mrs. Dill asked the defendant a few times if she could go inside the apartment and check on Danielle. 7RP 83. The defendant refused to let her inside. *Id.*

Heather Threlkeld was also a neighbor. 4RP 6. Threlkeld testified that on the day of Danielle’s death she had heard running, stomping, dogs barking, and a toilet flushing multiple times. 4RP 9. She also heard a male voice saying, “Oh my God.” *Id.*

October 16, 2014, Thomas Rodriguez, the chief of police in Steilacoom, responded to a report of a shooting in Lakewood, Washington. 1²RP 34-37. Chief Rodriguez responded to the Beaumont Grand Apartments and contacted the defendant. IRP 38, 41. The defendant had blood on this clothing and appeared distraught. IRP 42-43.

² The verbatim report of proceedings are not numbered consecutively, but rather each volume starts with page one. The State will refer to each volume followed by the page number. There also appear to be multiple volumes labeled as volume 15 and 16. For those volumes, the State will also include the date on the proceeding.

Chief Rodriguez saw a female, later identified as the defendant's wife Danielle, sitting in a chair inside the apartment that Danielle and the defendant shared. IRP 45, 12RP 189-90. There was a large pool of blood beneath the chair and behind her. IRP 45-46. Chief Rodriguez checked Danielle's pulse and was unable to detect one. IRP 46. It had appeared that Danielle been shot while working at a computer. IRP 79. The computer monitor in front of Danielle had a projectile hole in it. 8RP 146.

The defendant asked Chief Rodriguez if his wife was gone. IRP 50. When Chief Rodriguez stated that he thought she was, the defendant made sobbing sounds and stated that he did not know why he could not cry. IRP 50. He stated that he was "a bad man." *Id.*

An AR-15 style rifle was found in the closet of the apartment. 2RP 94. When it was recovered by police, it was in the fire position and the bolt was closed. 3RP 130. The defendant, through his military training, was described as being one of the best with weapons. 5RP 37. The gun was found to be in proper working order and was not malfunctioning. 8RP 64. The gun was also subjected to drop tests and it was concluded that the gun would not accidentally discharge if it was hit without the trigger being pulled. 8RP 65.

At the scene, Officer Moore described the defendant as crying out loud and making sounds consistent with crying, but that no tears were

coming out. 8RP 31. The defendant requested to speak with Officer Moore. 8RP 34. The defendant told him that he had manipulated his rifle which had caused it to fire. 8RP 35.

After the shooting, the defendant was interviewed by Detective Jordan, Detective Barnard, and Detective Punzalan. 6RP 8; CP 90-98 (exhibit 67). The defendant told police that he had left Danielle a rifle for protection while he was at training. CP 90-98 (exhibit 67, page 6-7). He stated that when he came back from the training he removed the magazine from the rifle and, even though he did not pull the trigger, the rifle fired. *Id.* (page 7). Later he stated that his finger might have been on the trigger, and that his finger *was* on the trigger. *Id.* (page 81, 92, 93). The defendant stated that he had made a mistake by putting the weapon to “fire” before he checked the chamber. *Id.* (page 31). He stated that he had hit the rifle on his thigh when it went off. *Id.* (page 69). He later stated that the rifle may have been on his breast or shoulder. *Id.* (page 88). This is also contrary to the firearms examination, which found that the rifle did not accidentally discharge during the “drop test.” 8RP 65.

The defendant told police that he did not know why he oriented the rifle at the back of Danielle’s head at the time he fired. *Id.* (page 96). The defendant denied that he was trying to scare Danielle by pointing the gun at her. *Id.* (page 97-99).

The defendant also stated that all of his friends drink alcohol but he does not. *Id.* (page 11). The defendant told police that he did not expect it, but Danielle had procured him some alcohol for when he returned from the training. *Id.* (page 16). It was later discovered in text messages between the defendant and Danielle that he had specifically asked her to get him alcohol and then send him a photo of it. 10RP 89, 92. After Danielle was shot, the defendant flushed the alcohol down the toilet because he was underage. CP 90-98 (exhibit 67, page 115). He threw the bottle of alcohol off of the apartment's balcony. CP 90-98. (exhibit 82, page 40-41). He also admitted to kicking the rifle magazines under the bed and putting the rifle in the closet. CP 90-98. (exhibit 67, page 116).

The defendant told Detective Jordan that after the shot had been fired, he kicked the two magazines for the gun under the bed. 6RP 16. However, there were no magazines located under the bed. 6RP 16; 10RP 132. The defendant also indicated that he had disposed of the alcohol in his home because he was under the age of 21. 6RP 21. Detective Jordan noted that there was minimal blood transfer on the defendant's white t-shirt, despite the defendant stating that he had tried to hug her after she had been shot. 6RP 15; CP 90-98 (exhibit 67, page 50). He admitted that he might have told his neighbor that Danielle had been cleaning the rifle when she was shot. CP 90-98 (exhibit 82, page 44).

Thomas Clark, the Pierce County Medical Examiner, performed an autopsy on Danielle. 8RP 109. He identified a gunshot wound entrance on the back of Danielle's head, with the exit wound in the front of the head. 8RP 115. Cause of death was a gunshot wound to the head. 8RP 117. The shot came from a distance of three feet or more. 10RP 41. Dr. Clark found that Danielle's death was a homicide and was not accidental. 11RP 108.

The defense called Dr. Thomas Roe, who testified that a person who had been traumatized or was under distress may have a "blunted effect." 11RP 132-133. The "blunted effect" can result in someone appearing unemotional. 11RP 133. Dr. Roe acknowledged that a person appearing to exhibit a response to a traumatic event could be a performance. 11RP 147.

Defense also called Kay Sweeney who provided an expert opinion that the rifle was 46.5 inches above the floor at the time it was fired. 12RP 87. He testified on cross examination that, in order to determine if the rifle was loaded or not, all he would have to do is "charge" it. 12RP 123. A "charged" rifle is one that is loaded and capable of firing. 7RP 49. He also admitted that he did not know what effect the rifle's bullet would have had on the computer screen that was in front of Danielle at the time she was shot. 12RP 139. Sweeney used three points to determine the

bullet's trajectory—the entry wound, the exit wound, and the computer screen impact. 12RP 142.

The defendant testified on his own behalf. 12RP 175. The defendant told police that he and Danielle had had sex the day of her death. CP 90-98 (exhibit 67, page 38; exhibit 82, page 16). He later testified at trial that they were trying to conceive a child. 13RP 25. The medical examiner, however, did not find any semen present at the time of Danielle's autopsy. 8RP 127. At his trial the defendant attempted to explain that no semen was located because he did not ejaculate inside Danielle on the day of her death because he wanted it to be more romantic when a child was conceived. 13RP 27.

The defendant testified that he was a little suspicious about Jeremy Henry spending time with Danielle, but that he did not have a problem with Henry. 13RP 62-64. He did recall an occasion when he was jealous of Henry. 13RP 64. The defendant also told police that on at least one occasion he checked Danielle's text messages because he had a dream that she was talking to another man. CP 90-98 (exhibit 67, page 61).

The defendant testified that, while he told the police that he had switched the rifle's selector switch from "safe" to "fire," he did not recall doing so. 13RP 75. He also denied any recollection of pulling the rifle's

trigger. 13RP 76. He stated that he did not attempt to render aid to Danielle after she had been shot because he knew she was dead. 13RP 76.

The defendant had a cut on his finger at the time of the incident. When questioned about the cut by the police, the defendant stated that he cut it on a bone fragment from Danielle's head after she had been shot. CP 90-98 (exhibit 67, page 154). At trial, however, the defendant stated that he cut his finger on the rifle. 13RP 88.

C. ARGUMENT.

1. WHEN VIEWED IN THE LIGHT MOST FAVORABLE TO THE STATE, THERE WAS SUFFICIENT EVIDENCE TO ESTABLISH THAT THE DEFENDANT WAS ARMED WITH THE FIREARM AT THE TIME HE SHOT HIS WIFE WITH A RIFLE.

Due process requires that the State bear the burden of proving each and every element of the crime charged beyond a reasonable doubt. *State v. McCullum*, 98 Wn.2d 484, 488, 656 P.2d 1064 (1983); *see also Seattle v. Gellein*, 112 Wn.2d 58, 61, 768 P.2d 470 (1989); *State v. Mabry*, 51 Wn. App. 24, 25, 751 P.2d 882 (1988). The applicable standard of review is whether, after viewing the evidence in the light most favorable to the prosecution, any rational trier of fact could have found the essential elements of the crime beyond a reasonable doubt. *State v. Joy*, 121 Wn.2d 333, 338, 851 P.2d 654 (1993). A challenge to the sufficiency of the evidence admits the truth of the State's evidence and any reasonable

inferences from it. *State v. Barrington*, 52 Wn. App. 478, 484, 761 P.2d 632 (1987), *review denied*, 111 Wn.2d 1033 (1988) (*citing State v. Holbrook*, 66 Wn.2d 278, 401 P.2d 971 (1965)); *State v. Turner*, 29 Wn. App. 282, 290, 627 P.2d 1323 (1981). All reasonable inferences from the evidence must be drawn in favor of the State and interpreted most strongly against the defendant. *State v. Salinas*, 119 Wn.2d 192, 201, 829 P.2d 1068 (1992).

Circumstantial and direct evidence are considered equally reliable. *State v. Delmarter*, 94 Wn.2d 634, 638, 618 P.2d 99 (1980). In considering this evidence, “[c]redibility determinations are for the trier of fact and cannot be reviewed upon appeal.” *State v. Camarillo*, 115 Wn.2d 60, 71, 794 P.2d 850 (1990) (*citing State v. Casbeer*, 48 Wn. App. 539, 542, 740 P.2d 335, *review denied*, 109 Wn.2d 1008 (1987)).

The written record of a proceeding is an inadequate basis on which to decide issues based on witness credibility. *See Camarillo, supra*. The differences in the testimony of witnesses create the need for such credibility determinations; these should be made by the trier of fact, who is best able to observe the witnesses and evaluate their testimony as it is given. *See State v. Cord*, 103 Wn.2d 361, 367, 693 P.2d 81 (1985). On this issue, the Supreme Court of Washington said:

great deference . . . is to be given the trial court’s factual findings. It, alone, has had the opportunity to view the witness’ demeanor and to judge his veracity.

Id. (citations omitted). Therefore, when the State has produced evidence of all the elements of a crime, the decision of the trier of fact should be upheld.

In this case, defendant challenges the sufficiency of the evidence regarding the firearm sentencing enhancement³. The defendant asserts that the State failed to prove that he was holding the rifle for offensive or defensive purposes. Brief of Appellant, page 10. Such argument ignores the evidence that was presented, and fails to consider such evidence in the light most favorable to the State.

It was not in dispute that Danielle was killed by a shot to the head that was fired by the defendant. The defendant admitted to picking up the rifle, shouldering, and pulling the trigger. While the jury found that the defendant did not shoot Danielle intentionally, it does not preclude the conclusion that he armed himself before the shot was fired. The verdict of guilty to manslaughter and to a firearm enhancement are not inconsistent—rather the jury clearly found that the defendant armed himself and then acted recklessly. This theory is one that has been approved by court in *State v. Theilken*, 102 Wn.2d 271, 684 P.2d 709 (1984).

³ It should be noted that the defense opening brief does not include a factual statement of the case, except for a single sentence stating that “Mr. Nemetz had testified that he accidentally shot his wife while checking to see if one of the couple’s many rifles was loaded.” Because the defense opening brief fails to present adequate facts on which a sufficiency of the evidence claim could be determined, the State had included additional facts in its response.

In *Theilken*, the court held that a firearm sentencing enhancement may be applied to unintentional crimes such as manslaughter. *Id.* at 275-276. In *Theilken*, the defendant and the victim were together at the house of a friend. *Id.* at 273. The defendant had his rifle with him and ultimately shot the victim in the head. *Id.* The defendant told police that he had just shot his best friend and that “[H]e trusted me and I pulled the trigger.” *Id.* The defendant was charged with manslaughter and the court held that a firearm enhancement was still applicable.

Similarly, in this case as stated above, the defendant had a rifle in his hands when he shouldered it and pulled the trigger. Defense has presented no authority for the proposition that a person would not be considered “armed” when they are holding a loaded rifle.

The defense relies on *State v. O’Neal*, 159 Wn.2d 500, 150 P.3d 1121 (2007). In *O’Neal*, the firearms at issue were in a locked gun safe, an unlocked gun safe, in a bedroom, and under a mattress. *Id.* at 503. The court held that a defendant did not have to be armed at the moment of arrest for purposes of imposing a firearm enhancement. *Id.* at 504.

O’Neal was a case addressing the nexus between the underlying crime and the weapon. *Id.* at 505. In the present case, however, a nexus analysis is not needed—the defendant *used* the weapon to commit the underlying crime.

The defendant asserts that “the state did not prove that Mr. Nemetz was within the proximity of a firearm ‘for offensive or defensive purposes.’” Such assertion is inaccurate in two main ways. First, as stated above, not only was the defendant within proximity of the firearm, he admitted to holding it, shouldering it, and pulling the trigger. Second, the State need not prove that the defendant did those things for offensive or defensive purposes, but rather, that it was “readily available” for him to do so. As the court in *Theilken*, *supra*, held, a firearm enhancement can apply to an underlying crime with a reckless mental state. *Theilken*, 102 Wn.2d 271 at 277.

Moreover, the State presented evidence that the defendant had gone into a rage when he discovered that Danielle had asked someone other than the defendant’s friend to purchase alcohol for him. 5RP 52. Evidence was presented that the defendant had been suspicious and jealous of Jeremy Henry. 13RP 62-64. Henry had spent the night with Danielle while the defendant was out of town. 6RP 65.

The police questioned the defendant about whether he was jealous and whether he wanted to scare Danielle by pointing the rifle at her. CP 90-98 (exhibit 67, page 99, 174-175). This was a theme that was also argued by the State in closing argument. In closing, the State pointed out a series of text messages between the defendant and Danielle in which the defendant was upset with her about a male posting items to her FaceBook

wall. 15RP 44. The defendant accused Danielle of going on a date with this male. *Id.* The defendant later told police that he was not jealous. *Id.* The defendant continued to text Danielle, telling her “I trust you, but I don’t trust other guys, so that’s why I am suspicious because they don’t care you are married. You can tell yourself that they do, but they don’t.” 15RP 47.

In the light most favorable to the State, the jury could have easily found that the defendant had picked up the rifle to scare Danielle and then recklessly shot her. There is overwhelming evidence in this case that the defendant was armed with a firearm at the time he shot Danielle. The defendant’s claim that the State failed to prove that the defendant was armed with a firearm is without merit.

2. WHILE THE STATE AGREES THAT THE WASHINGTON CONSTITUTION PROVIDES GREATER PROTECTION THAN THE FEDERAL CONSTITUTION REGARDING AN INDIVIDUAL’S RIGHT TO BEAR ARMS, WELL-ESTABLISHED CASELAW HOLDS THAT A FIREARM SENTENCING ENHANCEMENT CAN PROPERLY BE IMPOSED WHEN THE UNDERLYING CRIME COMMITTED WITH RECKLESS INTENT.

As argued above, the Washington Supreme Court has already held that a firearm sentencing enhancement can be applied to the underlying crime of manslaughter in the first degree. *See State v. Theilken*, 102 Wn.2d 271, 684 P.2d 709 (1984). The defense asserts that the Washington

Constitution provides greater protection under article 1, §24 than the 8th amendment of the United States Constitution. The State agrees. The greater protection under the Washington constitution does not, however, extend to protection against the imposition of a firearm enhancement for reckless conduct. The defendant has cited no authority so support such a position, and for this court to so hold would be contrary to *Theilken*—a case not cited by the defendant.

Moreover, while the defendant does have a constitutional right to bear arms, that right ceases when the purpose of bearing a firearm is to further the commission of a crime. *State v. Schelin*, 147 Wn.2d 562, 575, 55 P.3d 632 (2002), citing *State v. Sabala*, 44 Wn. App. 444, 449, 723 P.2d 5 (1986). Requiring a nexus between the defendant, the crime, and the weapon protects against the violation of the right to bear arms. *Id.* In this case, the defendant used the firearm to further the commission of the crime of manslaughter in the first degree. Whether the jury believed that the defendant armed himself with the intention of scaring Danielle or with the intention of putting the weapon into storage, he was in possession of a loaded weapon and recklessly shot Danielle with it. The defendant's right to bear arms was terminated when he committed the crime of manslaughter in the first degree, and therefore the defendant's argument fails.

3. THE TRIAL COURT PROPERLY DECLINED TO GIVE THE DEFENDANT CREDIT FOR PRETRIAL ELECTRONIC HOME MONITORING TIME WHEN HE WAS CONVICTED OF A VIOLENT OFFENSE, AND IT DID NOT VIOLATE EX POST FACTO LAWS TO DECLINE TO GIVE CREDIT FOR THOSE DAYS BECAUSE ELECTRONIC HOME MONITORING IS NON-PUNITIVE IN NATURE.

Alleged violations of ex post facto laws are reviewed de novo.

State v. Pillatos, 159 Wn.2d 459, 469, 474-77, 150 P.3d 1130 (2007). The party disputing the constitutionality of a statute bears the burden of proving that the statute is unconstitutional beyond a reasonable doubt.

State v. Enquist, 163 Wn. App. 41, 45, 256 P.3d 1277 (2011). Revised code of Washington 9.94A.505, in relevant part, as amended, states:

- (7) The sentencing court shall not give the offender credit for any time the offender was required to comply with an electronic monitoring program prior to sentencing if the offender was convicted of one of the following offenses:
 - (a) A violent offense;

The ex post facto clause of the United States and Washington Constitutions does not prohibit the court from applying RCW 9.94A.505(7) to the defendant even though he began on electronic home monitoring (EHM) in October of 2014—before RCW 9.94A.505(7) became law.

The procedure for determining whether the law violates ex post facto clauses was discussed in *State v. Schmidt*, 143 Wn.2d 658, 672, 23 P.3d 462 (2001). The court in *Schmidt* held:

The ex post facto clauses of the United States Constitution and the Washington Constitution prohibit enactment of any law which was not punishable when committed, or increases the quantum of punishment after the offense was committed. The purpose of the constitutional prohibitions against ex post facto laws is to assure that persons have fair warning of conduct which will result in criminal penalties and of the punishment the State may impose on violators of its laws. The test to determine whether a law violates the ex post facto clause is whether the law “(1) is substantive [or] merely procedural; (2) is retrospective (applies to events which occurred before its enactment); and (3) disadvantages the person affected by it.”

Id. at 672-673 (internal footnotes omitted)

The court further held:

The mark of an *ex post facto* law is the imposition of what can fairly be designated as punishment of past acts. If “the restriction of the individual comes about as a relevant incident to a regulation of a present situation,” the law is not ex post facto.

Id. at 673 (internal footnotes omitted)

The State Supreme Court subsequently made it clear that pretrial EHM is not punishment. In *Harris v. Charles*, 171 Wn.2d 455, 467, 256 P.3d 328 (2011), the defendant was charged in a municipal court with driving with a suspended license and failure to have an ignition interlock device. *Id.* at 459. The defendant was placed on EHM as party of his

conditions of release. *Id.* The defendant later entered a plea of guilty in municipal court. The sentencing court declined to give the defendant credit for the amount of time he had spent on pretrial EHM. *Id.* at 460. The appellate court affirmed, holding that the pretrial EHM was not intentionally punitive and was not so punitive as to negate the statute's intent. *Id.* at 468, 472.

In its analysis, the *Harris* court identified a two-part test to determine whether a government action is punitive. The first step requires an examination of the express or implied intent of the governmental action. *Id.* at 467. If the intent is not punitive, then the analysis turns on whether the action's effect nevertheless is so punitive as to negate the intent. *Id.*, citing *State v. Catlett*, 133 Wn.2d 355, 366, 945 P.2d 700 (1997). The second prong of the *Harris* test requires an analysis of whether the effect of imposing presentence EHM is so punitive as to overcome the intent that it not be punitive. As argued below, in this case the defendant's claims fail on both prongs.

First, the *Harris* court has already concluded that EHM itself is not punitive in nature. The court held:

CrR 3.2 does not describe bail or other conditions of pretrial release as punitive measures. The rule creates a presumption that a court will release a defendant on personal recognizance after his preliminary hearing or *468 appearance.⁸ CrR 3.2(a). If the court determines that

personal recognizance will not assure the defendant's appearance at future court proceedings or if there is a likely danger the defendant will commit a violent crime, seek to intimidate witnesses, or "otherwise unlawfully interfere with the administration of justice," then the court will impose bail or conditions of release. CrR 3.2(a)(1)-(2). CrR 3.2(b) requires the court to impose the least restrictive conditions necessary, including:

- (1) Place the accused in the custody of a designated person or organization agreeing to supervise the accused;
- (2) Place restrictions on the travel, association, or place of abode of the accused during the period of release;
-
- (6) Require the accused to return to custody during specified hours or to be placed on electronic monitoring, if available; or
- (7) Impose any condition other than detention deemed reasonably necessary to assure appearance as required.

The language of CrR 3.2 does not indicate these pretrial release conditions are punitive.

The history of CrR 3.2, a rule originally drafted to overhaul the monetary bail system, confirms that conditions of pretrial release were not intended to be punitive. Rather, comments to the original rule demonstrate that the drafters intended pretrial release to alleviate some of the burdens imposed upon an accused individual awaiting trial in jail. The comments observe that a defendant in pretrial detention "is severely handicapped in his defense preparation" and "is often unable to retain his job and support his family, and is made to suffer the public stigma of incarceration even though he may later be found not guilty." CRIMINAL RULES TASK FORCE, WASHINGTON PROPOSED

RULES OF CRIMINAL PROCEDURE Rule 3.2, cmt. at 22 (West Publ'g Co.1971). CrR 3.2 was meant to alleviate these burdens.

Id. at 467-468.

The court in *Harris* went on address EHM specifically by stating:

As a condition of pretrial or presentencing release, EHM addresses these concerns and furthers the intent of the original pretrial release rule because a defendant on EHM may visit his attorney and continue to go to a job. *State v. Perrett*, 86 Wash.App. 312, 318–19, 936 P.2d 426 (1997). A 2002 amendment to CrR 3.2 added electronic monitoring as a possible condition of pretrial release. The minority and justice commission proposed the amendments to address reports that court rules governing pretrial release “may discriminate against persons who are economically disadvantaged.” Proposed amendment to CrR 3.2, 145 Wash.2d Proposed–67 (Official Advance Sheet No. 4, Jan. 8, 2002). The purpose of the amendment's restructuring of CrR 3.2 (and its counterpart CrRLJ 3.2) was to separate out the three broad issues a judge is directed to consider for pretrial release; that is, whether the accused is likely to appear at future hearings, whether there is a likely danger that the accused will commit a violent crime, and whether the accused will seek to intimidate witnesses or otherwise interfere with the administration of justice. *Id.* at Proposed–68. These comments demonstrate that the purpose of pretrial release conditions, including EHM, is not punishment.

Id. at 469.

Finally, the *Harris* court identified that EHM is not equivalent to incarceration for purposes of time for trial because the conditions of release “essentially eliminate the hardships associated with incarceration.”

Id. at 472, citing *State v. Perrett*, 86 Wn. App. 312, 318, 936 P.2d 426

(1997). In **Perrett**, the defendant was allowed to visit his attorney to help prepare his defense. *Id.* at 318-319. The defendant was also permitted to complete personal errands during the visits. *Id.* The defendant, though confined to his home because he was unemployed, was free to live largely as he had before he was charged, and he “suffered neither the stigma nor the discomfort of jail while on EHM.” *Id.*

When determining whether a defendant is constitutionally entitled to credit for presentence time spent subject to restrictive conditions, such as EHM, the court has recognized a distinction between jail and non-jail time. **Harris**, 171 W.2d 455 at 471, *citing In re Personal Restraint of Knapp*, 102 Wn.2d 466, 471, 687 P.2d 1145 (1984). It is evident that pretrial EHM does not have a punitive purpose or function. Pretrial release is intended to alleviate, not exasperate, some of the burdens imposed upon the accused awaiting trial in jail. EHM addresses that concern by enabling a defendant to visit his or her attorney, to continue working, and to live in the community as he or she had before being charged with a crime. It also serves the non-punitive purpose of insuring the defendant’s reappearance and protecting the community from future harm. Pretrial release to EHM does nothing to alter the elements of the offense, the severity of the punishment, or the evidence that can be used to prove the offense.

Because EHM is not punitive in purpose or effect, loss of credit for it therefore cannot logically increase the severity of punishment assigned to the offense of conviction when committed. Generally, criminal statutes operate prospectively to give fair warning that a violation carries with it specific consequences. *State v. Pillatos*, 159 Wn.2d 459, 470, 150 P.3d 1130 (2007), *In re Estate of Burns*, 131 Wn.2d 104, 110, 928 P.2d 1094 (1997). If, however, the changes to the statute do not alter the consequences of the crime, then there is likely no relevant lack of notice. *Pillatos*, 159 Wn.2d 459 at 470, citing *In re Personal Restraint of Mota*, 114 Wn.2d 465, 788 P.2d 538 (1990).

The court in *Pillatos* held:

On a practical level, we consider a statute to be retroactive if the “triggering event” for its application happened before the effective date of the statute. *State v. Belgarde*, 119 Wn.2d 711, 722, 837 P.2d 599 (1992) (citing *Aetna Life Ins. Co. V. Wash. Life & Disability Ins. Guar. Ass’n*, 83 Wn.2d 523, 535, 520 P.2d 162 (1974)). A statute is not retroactive merely because it applies to conduct that predated its effective date. Instead, “[a] statute operates prospectively when the precipitating event for operation of the statute occurred after enactment, even when the *precipitating event* originated in a situation existing prior to enactment.” *Burns*, 131 Wn.2d at 110-11, 928 P.2d 1094 (emphasis added). The act clearly contemplates that either the entry of the plea or the trial is the precipitating event.

Pillatos, 159 Wn.2d 459 at 471.

A statute is not retroactive merely because it applies to conduct that predated its effective date. Since pretrial EHM is not a legal consequence or punishment for violating the offense for which it was granted, application of an amendment to that statute at a later date (sentencing) is not a retrospective change. RCW 9.94A.505(6) is a statute that determines how EHM time will be calculated, making it analogous to the increased offender score calculations already found to be beyond the reach of the ex post facto clause. See *State v. Calhoun*, 163 Wn. App. 153, 699-700, 257 P.3d 693 (2011). The potential punishment—the maximum penalties for committing the offense of conviction—have not changed. “It is also well established that the mere risk that an offender could receive a higher sentence under the new procedures does not violate the ex post facto clause.” *Pillatos*, 159 Wn.2d 476, citing *Cal. Dep’t of Corr. v. Morales*, 514 U.S. 499, 505, 115 S. Ct. 1597, 131 L. Ed. 2d 588 (1995). In the present case, the defendant will not receive a higher sentence under the procedural amendment, RCW 9.94A.505(7) because his pretrial EHM time was not punishment.

In this case, while the defendant was on pretrial EHM at the time RCW 9.94A.505 was amended, the trial court properly concluded that it was not a violation of the ex post facto laws to deny him credit for his time on pretrial EHM.

The defendant relies on *In re Personal Restraint of Smith*, 139 Wn.2d 199, 986 P.2d 131 (1999) and *Weaver v. Graham*, 450 U.S. 24, 101 S. Ct. 960, 67 L. Ed. 2d 17 (1981) to support his claim. Brief of Appellant, pages 18-20. Both cases are distinguishable from the case at bar. In *Smith*, the Washington Supreme Court addressed the application of a statute that capped earned release time on an offender's sentence. *Smith*, 139 Wn.2d 199 at 201. Similarly, in *Weaver*, the court addressed a Florida statute that reduced the amount of good time earned for good behavior in prison. *Weaver*, 450 U.S. 24 at 24. In both cases, the court examined statutes effecting an offender's prison sentence—not potential time earned in pretrial status. Because the court in *Harris* has already determined that pretrial EHM is not punitive and does not equate to incarceration time, the analysis of *Smith* and *Weaver* is not applicable. The defendant does not address *Harris*, which is analogous to the case at bar. Because the defendant has not shown that the 2015 amendment to RCW 9.94A.505(7) violates the ex post facto laws, his claim fails.

4. THE DEFENDANT WAS FOUND TO BE
INDIGENT BY THE TRIAL COURT AND
THEREFORE THE STATE WILL NOT BE
SEEKING APPELLATE COSTS.

The State will not be filing a cost bill in this matter as the trial court has previously found the defendant to be indigent.

D. CONCLUSION.

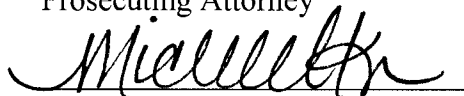
For the above stated reasons, the State respectfully requests that this court affirm the defendant's conviction, sentencing enhancement and sentence.

DATED: April 3, 2017

MARK LINDQUIST

Pierce County

Prosecuting Attorney




MICHELLE HYER

Deputy Prosecuting Attorney

WSB # 32724

Certificate of Service:

The undersigned certifies that on this day she delivered by  U.S. mail or ABC-LMI delivery to the attorney of record for the appellant and appellant c/o his attorney true and correct copies of the document to which this certificate is attached. This statement is certified to be true and correct under penalty of perjury of the laws of the State of Washington. Signed at Tacoma, Washington, on the date below.

4/3/17 
Date Signature

APPENDIX “A”

Exhibit No. 67

Taped Statement: Skylar Nemetz
Case number: 14-289-1132

The following statements were taken by Detective Todd Jordan, Detective Rick Barnard, and Detective Rey Punzalan of the Lakewood Police Department from Skylar Nemetz.

	<i>(Brief silence, followed by the sound of a door opening and closing.)</i>
Detective Rick Barnard	Can you sit on that side of the table, if you don't mind?
Detective Todd Jordan	Alright, Skylar. We're recording right now, okay? Trade me sides so I can...Um, by, um, st-Washington State law, I gotta ask you a couple of questions first, okay? Can you read that red sign for me out loud?
Skylar Nemetz	(Sigh.) (Sobbing.) This room is being, ah, audio and video recorded.
Detective Todd Jordan	And I have your permission to do that?
Skylar Nemetz	That's fine.
Detective Todd Jordan	Okay. Um, Ju-I... What I need to do is go over a few formality stuff, okay? 'Cause this is an initially an investigation. I wanta make sure I've to your. . .
Skylar Nemetz	(Crying.)
Detective Todd Jordan	The spelling of your name right, okay?
Skylar Nemetz	(Crying.)
Detective Todd Jordan	Spell. . .Is... Your first is name Skylar? Okay. Spell that for me.
Skylar Nemetz	S-K-Y-L-A-R.
Detective Todd Jordan	And your last name?

Skylar Nemetz	N-E-M-E-T-Z.
Detective Todd Jordan	Sor-I'm sorry, say that again.
Skylar Nemetz	N-E-M-E-T-Z.
Detective Todd Jordan	Okay. And your date of birth is?
Skylar Nemetz	July nineteen, nineteen ninety-four.
Detective Todd Jordan	Okay. Ninety-four. Alright. This is in reference to case number 14-289-1132. I'm Detective Todd Jordan. This is my partner, Detective Rick B-Barnard. Alright? The time now is, ah, the date is ah, the sixteenth of October. It's, ah, seven-eighteen PM. And these are all formality stuff that we have to go through, okay? Um...Another one of these formalities...
Skylar Nemetz	(Crying.)
Detective Todd Jordan	I just. . I'm going to read this to you, okay? We're just, this is part of the, the ah, investigation of what happened in your home, okay?
Skylar Nemetz	Um hmm.
Detective Todd Jordan	So this is another one of those formalities.
Skylar Nemetz	(Sniffing.)
Detective Todd Jordan	Before making any statements or, um...Before questioning or making any statements, I'm going to advise you of your rights. You have the right to remain silent. Any statement that you do make can be used as evidence against you in a court of law. You have the right at this time to talk to an attorney of your choice and have an attorney present before and during questioning or making any statement. Let's see...If you cannot afford an attorney, you're entitled to have one appointed for you without cost to you and to have an attorney present at any time, ah, and any questions or

	making any statements, during questions or making any statements. This is the one I like - you may stop answering questions and ask for an attorney at any time during the questions and making the statements. Do you understand those?
Skylar Nemetz	(Sigh and sniffing.)
Detective Todd Jordan	Okay. I'm gonna write your name right up here, Skylar.
Skylar Nemetz	(Inaudible.)
Detective Todd Jordan	Okay. What I want you to do, because I just read those to you, right by one, two, three, four, five, right here, just put your initials in there and then read those and answer those two questions, okay?
	<i>(Muffled sound of a door opening in the background.)</i>
Detective Todd Jordan	Just yeah, (inaudible).
	<i>(Sound of door opening.)</i>
Unidentified Person	Do you want a photograph?
Detective Todd Jordan	Not yet. No. We'll, we'll get there.
Unidentified Person	Okay. (Inaudible.)
Detective Todd Jordan	Thank you.
	<i>(Sound of door closing.)</i>
Detective Todd Jordan	Okay then initial by your. . . Yeah. That's perfect. Sign that and initial by your two answers there. And my partner's gonna sign it and then I'll sign it away, okay? So, um... Tell me what, ah, what happened tonight, Skylar.
Skylar Nemetz	Today I got back, um... Sure. I'm in the military. . .

Detective Todd Jordan	Um hmm.
Skylar Nemetz	And today. . .(sigh.) I've been in for like two years, and today I got back from Yakima training center up in Northeast Washington.
Detective Todd Jordan	Um hmm.
Skylar Nemetz	I got back right around three o'clock. My wife picked me up then. I'd been gone since the twenty-seventh of last month...So I just got back today.
Detective Todd Jordan	A couple weeks, then?
Skylar Nemetz	Yes, more like three weeks. Got back today. Umm. Wife picked me up. Got in my truck. We drove home.
Detective Todd Jordan	Um hmm.
Skylar Nemetz	Umm, downloaded all my gear onto the porch. And we just...We visited for like an hour, and just. . .I missed her so much (sobbing).. S-ah, but this time was different. This time (sobbing), there was something different about this time. I missed her a lot more than I have before.
Detective Todd Jordan	How long you guys been married?
Skylar Nemetz	We're about, we're about to be two, ah, about to be two years. Um...But. . .Anyways, I got home. Ordered some pizza. Just tried to relax. I'm just...I haven't slept in a couple of day 'cause I been working non-stop. So, ah...Yeah, I get home, eat some pizza, watch some movie. She works for a company called, ah, Granit Transfor-Transformations. It's like a construction company (inaudible).
Detective Todd Jordan	Um hmm.
Skylar Nemetz	Um, anyways, she's, she works for the managers there, and, um. . .So, ah, she said. . .Ah, well, she gets paid on her own

	time 'cause she wor...She, whatever. So...
Detective Todd Jordan	What do you mean, whatever?
Skylar Nemetz	So...
Detective Todd Jordan	She does her own hours and (inaudible)?
Skylar Nemetz	Yes. She. . .It's a whatever you call it system.
Detective Todd Jordan	Like a ca. . .She calls and. . .
Skylar Nemetz	She calls in and just talks to her boss and. . .She works with the management.
Detective Todd Jordan	Um hmm.
Skylar Nemetz	And, um... Yeah. So, anyways, she just said like, ah, I'm gonna work for like two hours and call some, um. . .I don't know what the fuck. . .I mean, I don't even know how (inaudible) even handle (inaudible) and all this shit.
Detective Todd Jordan	Okay.
Skylar Nemetz	Anyways, she's. . . So, I'm like okay. So, she goes...She was talking on the phone with a couple of employees, whoever, and she was going, 'cause she also... We had, I got her an i-Mac, so she can like do videos and like make videos to like promote the business. . .
Detective Todd Jordan	Um hmm.
Skylar Nemetz	Or whatever. So she was making a video, whatever. And, anyways, I was gone before this. Usually when I leave, I leave her like a firearm, or, at least I, some sort of security. .
Detective Todd Jordan	Sure.

Skylar Nemetz	Or I, I tell a friend, you know, that I'm leaving. And, so this time, I had it, a DPMS AR-15 that I had bought last year for her birthday par-for her birthday.
Detective Todd Jordan	Um hmm.
Skylar Nemetz	It was just me and her. I bought her that for her birthday. Anyways, ah, I left it unloaded. This is where I was so confused, is I left it unloaded with a magazine away from it. ..
Detective Todd Jordan	Um hmm.
Skylar Nemetz	In the closet, because she doesn't know how to use the safe and all that. So, I left that in the closet and I told her you only touch this if you need it and when I get home, I'll put it away, because I'm, I'm home. So, anyways, I got home, um. You know, I didn't think about any of that. Um, I was just relaxing. Finally she went to work on computer and talked to employees and what not and I, I just thought to myself, oh, I'm home, I'm just gonna go. . .I'll go unload the rifle and I'll put it away because she doesn't need it anymore. (Pause and sigh.) So, there's. . .The front door's right here. You kinda walk around and there's a spare bedroom and my, and our, and our bedroom that me and her sleep in is in this bedroom.
Detective Todd Jordan	Um hmm.
Skylar Nemetz	Anyways, she was in the spare bedroom that we use for when I do stuff on the computer for work, or if she calls employees, she goes in there 'cause we have a computer and its silent. She was in there and I left the rifle in there because the safe is in that same room. It's a Cabela's safe.
Detective Todd Jordan	Um hmm.
Skylar Nemetz	Um, I'm just trying to get it as accurate as possible.

Detective Todd Jordan	Sure. Go ahead.
Skylar Nemetz	<p>Okay. So, I went into the room and I took. . .I was behind her when she was on the computer. I didn't. . .Right before I said. . .Right before anything happened, I looked. . .I was just like watching...And I looked over her shoulder. . .Well, while she was doing the computer, and I was like, you know you're really cute, or whatever. I told her she looked really cute right now, 'cause I thinks it's cute when she works and stuff like that, and. So, I took the rifle, and I took the magazine out. I took the magazine out, and I, I, tr, I don't know what the fuck happened, like I didn't charge it, I didn't pull the trigger or anything. I, I hit the safety. I turned the safety from safe to semi because I was like charging it to make sure it was clear. Even though when I gave it to her, I knew it wasn't a round. So, here, I think that when, maybe when I was gone, she might have put a round in the chamber maybe not knowing what she was doing. And (sigh)...So... I don't know that the fuck happened. I did not pull the trigger and I didn't...The magazine was not in the weapon. I put the weapon on fire. It was on fire, so it had the probability of firing the weapon. And, I don't know how the fuck it went off, but it went off. And immed (sigh). (Pause.)</p>
Detective Todd Jordan	What's your wife's name?
Skylar Nemetz	(Sobbing.) Her name is. . .
Detective Todd Jordan	I . . .
Skylar Nemetz	Her first name is Tarrah.
Detective Todd Jordan	Spell it for me, will ya?
Skylar Nemetz	T-A-R-R-A-H.
Detective Todd Jordan	And her middle name?
Skylar Nemetz	Her middle name is Danielle. D-A-N-I-E-L-L-E. I call her Dani.

Detective Todd Jordan	Okay.
Skylar Nemetz	And then her last name is my last name. Nemetz. N-E-M-E-T-Z.
Detective Todd Jordan	Okay. And, where are you guys from?
Skylar Nemetz	Ah, we're both from, ah, hometown in, ah, Northern California. We're from Humboldt County. Ah, she was born in McKinleyville, or, ah, I should say. . .
Detective Todd Jordan	What's her. . . do you know her date of birth?
Skylar Nemetz	She was born in. . . She was born in Mat...Or, no, no. She was born actually in San Francisco and immediately, a week later, she, she moved to McKinleyville where she lived with her family. I was born in the same town.
Detective Todd Jordan	Um hmm.
Skylar Nemetz	I was born in Eureka, but they're within like ten miles of each other.
Detective Todd Jordan	Okay.
Skylar Nemetz	It's not a real big county. And. . .
Detective Todd Jordan	What's, ah, her date of birth?
Skylar Nemetz	Her date of birth is January eleventh, nineteen ninety-five. She's nineteen right now.
<i>(background noise)</i>	<i>I got it.</i>
Detective Todd Jordan	Okay. Alright. So, you said that. . . You, you knew of the, ah. . . Get that, ah, (inaudible) key with ya? <i>(Clearing of throat.)</i>
Detective Rick Barnard	I'm just gonna sneak around here. . .

Detective Todd Jordan	<i>(Clearing of throat.)</i>
Detective Rick Barnard	Real quick, is that okay?
Detective Todd Jordan	We just gotta lock this door.
Detective Rick Barnard	I (inaudible) ask you to (inaudible).
Skylar Nemetz	You don't have to lock it or anything. I'm not gonna do anything.
Detective Todd Jordan	It's not you. It's just that we hear a lot of people out there and I can't have people walk in, so, it should have been locked.
Detective Rick Barnard	We don't want people barging in on us.
Detective Todd Jordan	Okay.
Skylar Nemetz	I'm not a...I've, I've never hurt anybody. I mean. . . The worst thing I've done, I go deer hunting.
Detective Todd Jordan	Um hmm.
Skylar Nemetz	And this weekend, actually, I was planning on taking. . . I remember I got home and I'd planned out this stupid thing. We're gonna go down to Morton, and we're gonna go deer hunting. And I had. . . I had a deer hunting. . . I had a rifle that I've had since I was about eleven years old. My grandma's been using it since the fucking, like the late sixties.
Detective Todd Jordan	Um hmm.
Skylar Nemetz	And I was like excited because I 'cause I was gonna get her all her stuff and we were gonna go hunting down in Morton.
Detective Rick Barnard	Hmm.

Skylar Nemetz	I remember I was so excited, and we're (sigh). . . I already had plans this weekend and, I don't know, we were just talking about it, and we were talking about her work. I was, I was so excited to see her. I was out in the field the whole time. I didn't have much time to talk to her 'cause I was working from four in the morning. . .
Detective Todd Jordan	What were you doing in the Army?
Skylar Nemetz	I'm a (sigh). . . I'm a mortar man. I'm a gunner. I'm a 2-40 gunner, and. . . Yeah. Well, yeah.
Detective Rick Barnard	Okay. And what's your (inaudible)?
Skylar Nemetz	One-one-C, eleven Charlie.
Detective Rick Barnard	One-one-C's your unit?
Skylar Nemetz	No, it's M... That's MOS. My unit is three, two, three. . . Or can just put three comma two, five dash twenty, H-H-C. And I'd like to talk to my chaplain. . .
Detective Todd Jordan	Sure.
Skylar Nemetz	Is he. . .
Detective Todd Jordan	As soon as we can. . .
Skylar Nemetz	Is he allowed to be in here or?
Detective Todd Jordan	Yeah, well, he, he, ah, not in here. He can't, but we'll get, we'll call him. . .
Skylar Nemetz	I just want to talk to him.
Detective Todd Jordan	I, I understand.
Skylar Nemetz	I need (inaudible).

Detective Todd Jordan	I, I understand that, um, but...
Skylar Nemetz	(Sobbing.)
Detective Todd Jordan	But I got... We just gotta kinda figure out everything that happened right now, so. . .
Skylar Nemetz	I'm not... I'm not... I go shooting with my buddies out in like Captial Forest. . .
Detective Todd Jordan	Um hmm.
Skylar Nemetz	And stuff, you know, like every other weekend. We get... I'm not. . . I'm not an asshole guy that goes hey, how you doing (sound of slamming). Don't do that, you know. It's unsafe. Oh, no don't do it, it's not safe. Fucking... Wear you pri... Wear your eye pro. It's not safe. I'm that guy that's always just hassle... And my buddies, they drink alcohol and I'm the one guy that doesn't. And like, (sobbing) and this is the shit that happens to me. (Sobbing.) I have a couple of my buddies fighting with their girlfriend, their wives, and never do. I love my wife so much. (Sobbing.)
Detective Todd Jordan	You guys never, never, fight, you say?
Skylar Nemetz	(Sobbing.) We, we. . . I mean, we had little, little, bickerments, just like everybody, but we never fi. . . I've never laid a hand on her my entire life and I never planned to. And there were, I'd never hurt her. I'd never (sobbing) hurt her.
Detective Rick Barnard	So, how long were you guys. . . You were out in the field for almost, um, three weeks?
Skylar Nemetz	From the twenty, twenty-seventh of, ah. . .
Detective Rick Barnard	(Clearing throat) September?
Skylar Nemetz	September.

Detective Rick Barnard	Okay.
Skylar Nemetz	To, ah, today. I left this morning. I left at. . .
Detective Rick Barnard	And how many times. . .How long have you guys been married?
Skylar Nemetz	We got married on, um, March seventh of two-thousand thirteen.
Detective Rick Barnard	March seventh of two-thousand thirteen?
Skylar Nemetz	Yeah. So. . .
Detective Rick Barnard	Okay.
Skylar Nemetz	F-four more, four or f-five more months we were going to be two years, or whatever.
Detective Rick Barnard	Okay. And so, this. .
Skylar Nemetz	It feels like so much more.
Detective Rick Barnard	Yeah. So many times have you guys been deployed in that time? You've been separated?
Skylar Nemetz	I, when I got here, my unit had just gotten back from deployment within two weeks before, and we had been on yellow cycle, so we don't deploy anymore.
Detective Rick Barnard	Oh, okay. So, that, bu-I mean, oth...So you guys have been married a little over a year. So, in that time period. . .
Skylar Nemetz	Yeah.
Detective Rick Barnard	How much time did you guys spend away?
Skylar Nemetz	Um, we were. . .We've been together. . .Before we got

	married we were together, but not marriage-wise. . .
Detective Rick Barnard	Yeah.
Skylar Nemetz	And, ah...I'd been gone...I'd be gone for a months at a time and then I went...I went to basic and I was gone for whatever fucking time. . .
Detective Rick Barnard	Uh huh.
Skylar Nemetz	That was, whatever. . .
Detective Rick Barnard	So, you guys, like high school sweethearts?
Skylar Nemetz	(Sniffing.) Yeah.
Detective Rick Barnard	Yeah? Okay.
Skylar Nemetz	Yeah. I've know her ever since high...I've been, her cousin and I have been friends since I was twelve years old. I . .
Detective Rick Barnard	Oh, okay.
Skylar Nemetz	Our whole families are intertwined since we were real little kids.
Detective Rick Barnard	Okay.
Skylar Nemetz	And you (inaudible) any this, not fair, it's (inaudible).
Detective Rick Barnard	Well, I was just gonna. . . You, you said that you missed her this time more than you'd normally missed her, I mean. . .
Skylar Nemetz	Yeah.
Detective Rick Barnard	Was there something going on that made you miss her more or. . .?
Skylar Nemetz	No. I think. . . The last few times...the last. . .I went to MDC in Sunnydale. I went to Yakima last year. . .

Detective Rick Barnard	Mm hmm.
Skylar Nemetz	And some other little things that we had like on Post. I... Usually, I just tell her, oh, it's good for us, you know. I'm like. . . We had a little bickermment the other day, so I think this would be good for us to get a little. . .
Detective Rick Barnard	Um hmm.
Skylar Nemetz	A couple days apart. But this time, it's like (sobbing) when I left, (inaudible) we're, we're just doing so good, and I just loved her so much. And I was really sad to leave and so was she. . . (Sobbing.)
Detective Rick Barnard	Um hmm.
Skylar Nemetz	And when I saw her... I remember when I got in the truck afterwards, she was just the, had biggest smile on her face, so that. . . (Sobbing.)
Detective Rick Barnard	Okay.
Skylar Nemetz	I was trying ff... I was trying to flatten my smile away. (Sobbing.)
Detective Rick Barnard	And that was today, right?
Skylar Nemetz	Yeah. (Sobbing.)
Detective Rick Barnard	Okay.
Skylar Nemetz	You can ask any of my friends, ah, when I'd talk about her, I'd always talk great, great, things. I love her so much. (Sobbing.)
Detective Rick Barnard	Okay.
Skylar Nemetz	I'd never (inaudible) anything like this on her.

Detective Rick Barnard	Okay.
Skylar Nemetz	No. This time, I just...I don't know...I just really missed her a lot more this time.
Detective Rick Barnard	Yeah.
Skylar Nemetz	(Sobbing.)
Detective Rick Barnard	You have any. . .I mean. . .You just wanted to be at home more or. . .
Skylar Nemetz	I just needed. . .
Detective Rick Barnard	Why was that you think?
Skylar Nemetz	I just need to get out of the military .
Detective Rick Barnard	Yeah.
Skylar Nemetz	I mean. . .
Detective Rick Barnard	Yeah.
Skylar Nemetz	We'd known each other for about three years.
Detective Rick Barnard	Yeah.
Skylar Nemetz	The other day, when I, on, on October fourth, and that day I was, I was just, I was just really missing her.
Detective Rick Barnard	Now. Yeah. It's tough being away from your (inaudible).
Detective Todd Jordan	Did ah. . .Um...Was she missing you too?
Skylar Nemetz	Yeah. She told me she was just missing me a whole lot, and I just (sobbing).
Detective Todd Jordan	Have you guys every, have you ever, um, had some guy at

	work that she talked to or anything like that that made you. .
Skylar Nemetz	No.
Detective Todd Jordan	Upset?
Skylar Nemetz	I trusted her a hundred percent, and. . .
Detective Todd Jordan	Right.
Skylar Nemetz	And I...She... I would never, ever, ever do anything. Cheat on her or anything, and I know she wouldn't either. It's, it's, solid. It's real good. I know for a fact, too. I've known her for so long, the...I could read her like a book and she could read me, and, i-i-it just (sobbing). This isn't the kind of stuff that's supposed to happen to people like me and her.
Detective Todd Jordan	I know. You're right. It's not.
Skylar Nemetz	(Sobbing.)
Detective Todd Jordan	But there was nobody at, um. . . You...When you got home, you guys were just hanging out, and just eating some pizza and stuff. There was no bickering or anything like that going on?
Skylar Nemetz	No. No bickering at all. I was...I was just so curious how she was doing, just what she did, and how work was going. She was wondering if I was okay out there. If I ever got sick or anything. She was asking me a lot if I got sick. (Sniffing.) And, um (sigh). Yeah, wa-I mean. (Pause.) Yeah.
Detective Todd Jordan	Did you guys have any beers or anything when you got home?
Skylar Nemetz	Yeah. That's one thing, that's. . . When I got, ah. . .I didn't expect this, but when I got off of, ah, when she came and picked me up, apparently, one of her friends...She asked one of her friends. . .She got me some alcohol. But, I didn't. . .I

	hardly drank any of it, and I remember, she got some cinnamon sh-, I don't even know fu. . .I don't even really drink that much at all, like ever.
Detective Todd Jordan	Um hmm.
Skylar Nemetz	And she got me some cinnamon shit, and. . .
Detective Todd Jordan	Called Fireball. . .
Skylar Nemetz	Ye...
Detective Todd Jordan	Or something like that?
Skylar Nemetz	Yeah. That's what it's called. Well, anyways, I had, I literally had like a little, it was like, probably like a glass like that big around and. . .
Detective Todd Jordan	Um hmm.
Skylar Nemetz	That tall, so, you can, l-like a dri, like regular drinking glass. . .
Detective Todd Jordan	Um hmm.
Skylar Nemetz	Yeah, so it probably had like that much and I poured the rest, filled the rest with Red Bull because I was really tired. I didn't want to go to sleep because I wanted to talk to her so much. I remember I drank that, and that's all I drank. . .
Detective Todd Jordan	Um hmm. Did she have anything to drink at all?
Skylar Nemetz	No, she didn't. She doesn't...She doesn't drink at all.
Detective Todd Jordan	Mm hmm.
Skylar Nemetz	Like that's her, like that's her rule. She does not drink at all. She doesn't smoke. She doesn't drink.

Detective Todd Jordan	Mm hmm.
Skylar Nemetz	I smoke cigarettes when I'm out in the field. But, right when I get home, I usually smoke like whatever I have left and then I quit.
Detective Todd Jordan	Mm hmm.
Skylar Nemetz	And then, drinking-wise, I rare, I rarely, I really rarely drink ever. Because (sigh). I love being in the military and that's like, (sobbing) I wanted to be in the military my whole life, (inaudible) and like, just...I don't want (sobbing), I don't want to leave it.
Detective Todd Jordan	Well, I don't. . .
Skylar Nemetz	It's as important to me as my wife is. (Inaudible.)
Detective Todd Jordan	Right. You know, um, I'm, I'm just saying is that we're, we're not in the military. We, ah, we both, yeah, I mean, I, I was in the military, ah, but we're not worried about the military right now. We're just trying to get the basis of what everything that happened. Um. . .
Skylar Nemetz	Ask away. I don't know what else to know but just. . .
Detective Todd Jordan	So. . .
Skylar Nemetz	Just ask me point. . .I don't (inaudible).
Detective Todd Jordan	Yeah, I am going to ask you at some pointblank questions, if. . .So, at no time is there...She didn't have a boyfriend or anything like that while you were deployed?
Skylar Nemetz	No.
Detective Todd Jordan	And you guys weren't fighting over that?
Skylar Nemetz	No. No. No.
Detective Todd Jordan	Okay. Was there anybody yelling inside before the gunshot

	happened?
Skylar Nemetz	No. No, no, no.
Detective Todd Jordan	Was the TV up loud? Because there was some... You know, your neighbor. . .
Skylar Nemetz	Yeah. The movie, ah, I was on AMC on...I was watching G.I. Jane. . .
Detective Todd Jordan	Um hmm.
Skylar Nemetz	Or whatever the hell that it, but it was up on loud. And I had that probably on about like forty on the volume, and that was kinda loud. And then, immediately, my dogs. . .(Sigh.) Once, once it happened, they started barking because they're really freaked out. And I never hit my dogs. I never beat my dogs or anything, and they, you know, they aren't beaten, and like, they hear one loud thing go off, and they're like, they're freaked out.
Detective Todd Jordan	Um hmm.
Skylar Nemetz	Yeah, it was the, it was probably the TV, though. Because she...
Detective Todd Jordan	Really?
Skylar Nemetz	Yeah, it probably was, because she would. . .She. . .
Detective Todd Jordan	So, you've been gone since. . .
Skylar Nemetz	But, right, right after it happened...Right after the, the fire, the, the gunshot, I was, I was, I was freaking out. I, I didn't. . .I didn't know what the fuck to do.
Detective Todd Jordan	Okay. I'm trying to get this down. You're nineteen or twenty?

Skylar Nemetz	I'm twenty.
Detective Todd Jordan	You're twenty and she was nineteen. So, um, you've been gone since the twenty-seventh, so ab-about three weeks?
Skylar Nemetz	Yeah.
Detective Todd Jordan	And you, ah, you guys, you haven't seen each other for three weeks and you sit down and eat some pizza and have a little shot and then she gets on her computer and does some work?
Skylar Nemetz	Yeah.
Detective Todd Jordan	After being away. . .
Skylar Nemetz	Exactly.
Detective Todd Jordan	From each other for three weeks?
Skylar Nemetz	Yeah. I mean I told her, yeah, go ahead and work because of... When she... I told her like work an hour or two, because she gets paid for that.
Detective Todd Jordan	Um hmm.
Skylar Nemetz	So, yeah, it was like go ahead and work for an hour or two. I'm gonna watch this movie. I'll eat and hang out with my Hound Dog. I gotta Hound Dog that I'm absolutely like best fr... I'm totally into.
Detective Todd Jordan	Um hmm.
Skylar Nemetz	And, yeah, I was like, yeah, go ahead and call... 'Cause she had to... She didn't actually... She didn't actually work. She had her, her video up, but she was calling people to make sure... I, I don't know what she was calling about, but she was calling, ah, clients or employees, or I, or... She was calling people with the business, and I said yeah go ahead. And, yeah, while I was watching the movie... Yes. I did have

	it on loud. And while I was, it's probably still blaring right now (inaudible).
Detective Rick Barnard	You had it on surround sound?
Skylar Nemetz	No.
Detective Rick Barnard	Oh.
Skylar Nemetz	It's a sixty inch flat screen so. . .
Detective Rick Barnard	Yeah.
Skylar Nemetz	It's just kind of a long stereo in the bottom that's connected to the T...It's like part of the TV. It's just kind of loud.
Detective Rick Barnard	Oh. Okay.
Skylar Nemetz	Yeah, but, I, I'm telling...There was no arg...There was no argument. There was no bickering. Anything. I remember the last thing I said to her, I went in the room and I say, you're really cute. You're really cute. And then, I just, inside my head I was thinking, like, oh, you know, I was like, oh shit, that's so (inaudible). I should just go put it away because it was on the bed. Because she said hey, this is out, and I'm putting, she's like, I'm putting on the bed and she's like, you need to put it away. And I didn't even think twice about it. And then, ah, I thought to myself while I was watching the movie, I was, like, hey, she doesn't need this anymore so I'm going to put it away. Ah (inaudible). . .
Detective Todd Jordan	Is that normally where you left it, is on the bed?
Skylar Nemetz	No. Wel-my firearms, when I'm home. . .
Detective Todd Jordan	Not when you're home, when, when you leave. . .
Skylar Nemetz	No, no, no, no, no.
Detective Todd Jordan	Where was it at?

Skylar Nemetz	When I left. . . Usually I don't even have a firearm out, but this time I just left one out because she has her own, and she'd go out and shoot, so I thought she'd know how to use it. No, it... Ah, the, on the... So, when you walk in the front door, the spare bedroom has the computer in it. . .
Detective Todd Jordan	Um hmm.
Skylar Nemetz	And there's the other bedroom that has just the, our, ah, Cali-king bed in there. It's in the clos... It-she kleeps, she keeps it in the closet on her side hidden, somewhere, when I was gone. She put it in there. I don't know.
Detective Todd Jordan	Um hmm.
Skylar Nemetz	I think it was just sitting there on her side of the closet.
Detective Todd Jordan	Um hmm. And then, but you went and got it and you brought it into the computer room?
Skylar Nemetz	No, she brought it into the computer room.
Detective Todd Jordan	You saw her. . .
Skylar Nemetz	Earlier . . .
Detective Todd Jordan	Bring it in?
Skylar Nemetz	Yeah. Like thirty minutes before, she brought it into the computer room and was like, hey, you just put this away, or whatever. I don't remember what exactly what she said. . .
Detective Todd Jordan	Um hmm.
Skylar Nemetz	But I don't need it. Put it away, or whatever.
Detective Rick Barnard	I'm. . . Sorry. I'm trying to get caught up here. I got a little confused and I . . .

Skylar Nemetz	Yeah go ahead and ask...
Detective Rick Barnard	So, it's...How many firearms do you have total in the house? Just go there real quick.
Skylar Nemetz	They're not all mine.
Detective Rick Barnard	Well, how many, just tell me, I'm curious as to how many you have there, even if they're not yours. How many firearms are in the apartment?
Skylar Nemetz	Fourteen.
Detective Rick Barnard	Fourteen? Okay. How many, how many rifles?
Skylar Nemetz	(Long pause.) Umm. (Long pause.) Six.
Detective Rick Barnard	Six rifles. So, then...
Skylar Nemetz	Most of them are hunting rifles so. . .
Detective Rick Barnard	Six rifles. Okay. And, um, so the rest are hand guns? Eight hand guns?
Skylar Nemetz	No. There's six rifles and then there's, um, three shot guns.
Detective Rick Barnard	Three shotguns. Okay.
	<i>(Door closing in the background.)</i>
Skylar Nemetz	And then there's (pause) six hand guns.
Detective Rick Barnard	And six hand guns.
Skylar Nemetz	Wait. I'm trying to remember. There's...It's easier...I can't really. Ah. There's. . .
Detective Rick Barnard	It's, it's, okay. We're not in a rush.
Skylar Nemetz	One, two, three, four, five six. Yeah. There's six hand

	guns.
Detective Rick Barnard	Okay.
Skylar Nemetz	I know for a fact that there's six hand guns.
Detective Rick Barnard	Okay.
Skylar Nemetz	And, there's, one, two, three, (inaudible), six. There's six rifles.
Detective Rick Barnard	Okay.
Skylar Nemetz	I might have messed up on the total number.
Detective Rick Barnard	Okay.
Skylar Nemetz	So, six hand guns, six rifles.
Detective Rick Barnard	That's fifteen.
Skylar Nemetz	And then there's . . .
	<i>(Clearing throat.)</i>
Skylar Nemetz	(Inaudible)...two. There's three shotguns.
Detective Rick Barnard	Okay.
Detective Todd Jordan	Fifteen total.
Detective Rick Barnard	So, are they all locked in a safe, or?
Skylar Nemetz	Yeah, they're always...
Detective Rick Barnard	Always locked in the safe.
Skylar Nemetz	I'm...I... Well, the safe key... They're always locked. I keep the ammo separate in ammo cans locked. . .

Detective Rick Barnard	Okay.
Skylar Nemetz	Erh, they're gu. . .
Detective Rick Barnard	Okay.
Skylar Nemetz	I have locks in separate handycans.
Detective Rick Barnard	And then, so she had. . .
Skylar Nemetz	In the safe so. . .
Detective Rick Barnard	So, she has the one. . .
Skylar Nemetz	It's a (inaudible) one.
Detective Rick Barnard	So she has the one.
Skylar Nemetz	She has one.
Detective Rick Barnard	She has the one AR, right?
Skylar Nemetz	Yeah, she has one DPMS AR-15. It's a .556 Caliber. . .
Detective Rick Barnard	Okay.
Skylar Nemetz	Semi-automatic.
Detective Rick Barnard	Okay. And that's the one that you leave out for her for her personal safety while you're gone, home protection, while you're gone?
Skylar Nemetz	I usually don't, but this time I did.
Detective Rick Barnard	This time you did. Okay. And so, when she has it for her protection, she stores it in the closet?
Skylar Nemetz	Yeah, she. Okay, how I left it for her and how I told her is...Okay...So on the, on the weapon...

Detective Rick Barnard	Uh huh.
Skylar Nemetz	There's, there's the magazine.
Detective Rick Barnard	Okay.
Skylar Nemetz	Magazine well, on the side I have what's called a birdcage.
Detective Rick Barnard	Okay.
Skylar Nemetz	Which is a secondary magazine...
Detective Rick Barnard	Um hmm.
Skylar Nemetz	Well. It holds the magazine, but it's not inside the weapon.
Detective Rick Barnard	Okay.
Skylar Nemetz	So a thirty round.
Detective Rick Barnard	I know what you're talking about.
Skylar Nemetz	A thirty round magazine that holds in the, the, birdcage?
Detective Rick Barnard	Um hmm.
Skylar Nemetz	And I told her just keep that in there. You don't need to have it in the weapon.
Detective Rick Barnard	You just have it in the birdcage?
Skylar Nemetz	Yeah, and I told her. . .
Detective Rick Barnard	Okay.
Skylar Nemetz	And I told her. . .
Detective Rick Barnard	And then where did she keep it in the house?
Skylar Nemetz	It was in the, um. There was other magazines for that

	weapon that were. . .
Detective Rick Barnard	Um hmm.
Skylar Nemetz	Loaded. But I don't remember where the hell they were. I don't remember. . . I don't know where they were. And... She kept it in the, um, in our closet. . .
Detective Rick Barnard	She kept it. . .
Skylar Nemetz	In our bedroom, not in. . .
Detective Rick Barnard	Okay. In the bedroom closet.
Skylar Nemetz	Not in the office.
Detective Rick Barnard	Okay.
Skylar Nemetz	And she kept it on her side of where her clothes are, on the right side.
Detective Rick Barnard	Okay. So. . .
Skylar Nemetz	But, I don't... She, ah... Like, I've seen it, I mean... After we went hunt, like, not hunting. After we went shooting one time, it was unloaded, she was suppose. . .
Detective Rick Barnard	Okay.
Skylar Nemetz	To put it in her closet right there.
Detective Rick Barnard	But, so. . .
Skylar Nemetz	But this time it was... I'm almost positive, because right when I walked in, I think I remember seeing it when I laid down on my bed, is right when you walk in the bedroom where the king bed is, right in here, right in front of you. . .
Detective Rick Barnard	Um hmm.

Skylar Nemetz	You turn right, there's a closet and it was right on the right side in the corner, or the other side of the. . .
Detective Rick Barnard	Oh, okay.
Skylar Nemetz	But. . .
Detective Rick Barnard	So, so, is. . . So she takes it... So, this is the part where I'm getting confused.
Skylar Nemetz	(Heavy sigh.)
Detective Rick Barnard	She takes it from there into the other office, and then. . .
Skylar Nemetz	Yeah. Thirty, thirty. . .
Detective Rick Barnard	Asks you to come put it away?
Skylar Nemetz	Thirty minutes before this all happened, she took it from the closet into the bed-into the office.
Detective Rick Barnard	Okay.
Skylar Nemetz	And she said I don't need this anymore, just put it away.
Detective Rick Barnard	Okay. So, does she. . .
Skylar Nemetz	(Inaudible).
Detective Rick Barnard	Not have a combination to the safe and she wanted you to put it in the safe?
Skylar Nemetz	She...
Detective Rick Barnard	Or...
Skylar Nemetz	I told her before, but I don't think she knows it off the top of her head.

Detective Rick Barnard	Okay. Okay. That's what I'm trying. . . That's... I-I'm just trying to figure that out. Um...
Skylar Nemetz	I've told her before and I (inaudible). . .
Detective Rick Barnard	I'm just kind of wondering why she'd bring it into the office and not just say hey the rifle's out, do you mind going and throwing it in the safe.
Skylar Nemetz	Yeah. That's what she... she took it from the bedroom...
Detective Rick Barnard	Uh huh.
Skylar Nemetz	She put it in, on... There's a blue blanket on the spare bedroom. . .
Detective Rick Barnard	Okay.
Skylar Nemetz	Where the computer is, on the spare bedroom bed. She put it on that. She said, hey, can you put this away. . .
Detective Rick Barnard	Okay.
Skylar Nemetz	I don't need it anymore.
Detective Rick Barnard	Okay.
Skylar Nemetz	So... And I didn't think much about it. I said, just said yeah. And then, not until thirty minutes later, I was like okay, well, she doesn't need it anymore, I'm going to go put it away.
Detective Rick Barnard	Okay.
Skylar Nemetz	And then I went in there, (pause) and, yeah.
Detective Rick Barnard	Okay.
Detective Todd Jordan	Let's go, and this is the hard part for you, Skylar. I know,

	but tell me about the part where you went in there, um, and this happened. So, you had a hold... You, you, picked it up and she was on the computer. . .
Skylar Nemetz	Okay, so, the magazine was in the mag, in the birdcage. Okay. I took the magazine out of the birdcage.
Detective Todd Jordan	Um hmm.
Skylar Nemetz	Okay. She was sitting on the computer. As she was sitting on the computer, I was, I told, oh, you look really cute. So, yeah. And, I took the weapon, and I, um...I'd unlocked, I, I had not unlocked the safe yet. (Pause.) Actually, I can't even remember if it's unlocked or locked. (Sigh.) But...Okay...So, I walked in and I grabbed the rifle. The magazine was still in the birdcage. I took the magazine out of the birdcage, and I was going to clear the weapon because I was going to put it back in my safe. So, (sigh)...I don't know why...I clear weapons every da--all the time.
Detective Todd Jordan	Um hmm.
Skylar Nemetz	But this time, I put the we-the weapon on fire before I charged, charging, you know, to make sure the chamber was clear. Why I put it on fire, or just, I don't know if fucking like hit, I, I, if I hit it against my leg, or if like I hit it with my finger in the mi. . . I don't know what the fu. It hit me with such surprise, I don't even know what the fuck just happened, like. . . I'm sorry for my cursing but. . .
Detective Todd Jordan	You have fifteen weapons in your house, you're pretty familiar with weapons, right?
Skylar Nemetz	Yeah. I've been shooting weapons since, I was...I shot my first weapon when I was four years old. I've shot firearms my entire life.
Detective Todd Jordan	Um hmm.
Skylar Nemetz	I've been hunting my entire life.

Detective Todd Jordan	Yeah, so, you, you understand how they work?
Skylar Nemetz	Yes, I do.
Detective Todd Jordan	So. . .
Skylar Nemetz	That's why I don't understand is why the fuck I'd have made such a simple mistake by putting the weapon on fire before I ch-cleared the chamber.
Detective Todd Jordan	It's kind of my job and my partner's job is to make sure it was a mistake.
Skylar Nemetz	Um hmm.
Detective Todd Jordan	And that, and that's kind of where we're at. We want to make sure that, that if there, if it truly was a mistaken, then it was a mistake. But some things, you...Ah, I know you're upset...And I've been doing this job longer than you've been alive, so I mean I get. . .
Skylar Nemetz	Um hmm.
Detective Todd Jordan	That, right? But you've, you've changed your story twice since we've been sitting right here and I just want to make sure my partner. . .
Skylar Nemetz	I swear I'm not lying about anything I said (inaudible). . .
Detective Todd Jordan	I'm not saying, Skylar, that you are. It, it could be the fact that you're upset, and, but. . .
Skylar Nemetz	(Sigh.)
Detective Todd Jordan	One, one thing you gotta do before. . .
Skylar Nemetz	I should. I need a chaplain (inaudible).

Detective Todd Jordan	Before you start talking, is, is listen up a little bit, okay? 'Cause that will help you make sure you're answering the right question, okay? And that, that, will help us understand, make sure that we're following what you're saying, too. So, initially, you said that the gun was in the, in the, in...And it could be just confused, but initially you said the gun was in the office and then it, then later on, it was in the bedroom and you brought it in there, and then, that. . .
Skylar Nemetz	No.
Detective Todd Jordan	The other magazine. No, hang on just. I just want to make sure we're understanding.
Skylar Nemetz	Okay.
Detective Todd Jordan	So, she brought the gun into the office and said put this away. And about thirty minutes later you decide that was the time to put it away. The magazine was in the, the, ah, attached birdcage. . .
Skylar Nemetz	Yeah.
Detective Todd Jordan	On the side of the firearm, right?
Skylar Nemetz	Yeah.
Detective Todd Jordan	Okay. So, you, you took the magazine out or you left it in?
Skylar Nemetz	(Inaudible.)
Detective Todd Jordan	In the, in the, just when you were gonna clear it. . .
Skylar Nemetz	Yeah.
Detective Todd Jordan	When it was in the birdcage.
Skylar Nemetz	Yeah. The, the magazine was in the birdcage.
Detective Todd Jordan	Okay.

Skylar Nemetz	I took the magazine out. I famil-I remember for a fact.
Detective Todd Jordan	Um hmm.
Skylar Nemetz	I took the magazine out of the birdcage.
Detective Todd Jordan	Um hmm.
Skylar Nemetz	Before I tried to clear the weapon.
Detective Todd Jordan	And the birdcage is attached to the side of the receiver. Nowhere near the. . .
Skylar Nemetz	Yes.
Detective Todd Jordan	The breach of that gun?
Skylar Nemetz	Yeah. It's (inaudible).
Detective Todd Jordan	It's, it's next to it, but it's no way from...make sure you're listening to me. . .
Skylar Nemetz	Okay.
Detective Todd Jordan	No way a round from that magazine that's in the birdcage can get into that, the chamber unless it was all prior, unless the round was already prior there. . .
Skylar Nemetz	Yeah.
Detective Todd Jordan	Right?
Skylar Nemetz	Yeah. That's what I'm saying, but here's what I think is...Because, there is multi...I had multiple magazines loaded. I think what happened was she, when I was gone, she had, she had put one in the weapon or something, or she was messing with it, because I do not leave a weapon with a round in the chamber.

Detective Todd Jordan	Um hmm.
Skylar Nemetz	I don't do it. Even for our personal safety. Even when I'm hunting, I don't leave a round in the chamber, I just, I don't do that. So, I think she must...I, I think she messed with the weapon before I got home.
Detective Todd Jordan	Um hmm.
Skylar Nemetz	Like not knowing, or something, or maybe she got bored one day, or...I don't know.
Detective Rick Barnard	Well that's, when you talked about that, you said that when you'd left on the twenty-seventh of September. . .
Skylar Nemetz	Yeah.
Detective Rick Barnard	You left it unloaded with a magazine away from the rifle. And then, when you, so when you came back today, it obviously wasn't in the same condition as when you left, correct?
Skylar Nemetz	Yeah. That's why I think, and I, that's why, I'm saying is...Someone...I don't. . .She had a friend over, I think, during the, sometime. . .B-but I asked her when I first got home, like, you didn't, nobody was, like, they didn't rifle through our stuff was there, and she said no, but so I think she just. . .
Detective Rick Barnard	So. . .
Skylar Nemetz	Got curious.
Detective Rick Barnard	Did you ask her that? Did you say, hey, why'd you put the magazine in the birdcage.
Skylar Nemetz	I...That was...When (inaudible)...That. . .You mean fire one off?
Detective Rick Barnard	Yeah.

Skylar Nemetz	That was the first time I'd tried to clear the weapon, because that was the first time I'd touched it since I'd left.
Detective Rick Barnard	Oh, okay.
Skylar Nemetz	So, I think, (sigh).
Detective Rick Barnard	Well, (inaudible).
Skylar Nemetz	Just ask me more questions and I'll (inaudible).
Detective Rick Barnard	Okay. And then... Well, the only other question I have, so... Clearing rifles in your lifetime, how many times have you cleared a rifle? And especially an AR-style rifle?
Skylar Nemetz	I got my first... I got first AR-type rifle, it was a M-16, semi-automatic, when I was eleven years old. I've been clearing since then. I've been in the military since two, late two-thousand-twelve, so I've been clearing M-4s since then.
Detective Rick Barnard	But no Army school, weapons school? So, how many times you think you've. . .
Skylar Nemetz	And I've had two. . .
Detective Rick Barnard	Had a malfunction where you've had to clear it?
Skylar Nemetz	Like how many times in total?
Detective Rick Barnard	Um hmm.
Skylar Nemetz	Phew. . . maybe a thou-maybe a couple thousand.
Detective Rick Barnard	A couple thousand?
Skylar Nemetz	Um hmm.
Detective Rick Barnard	And in that clearing, have you ever put the selector switch to fire?

Skylar Nemetz	Oh, I'm sure at some...I'm sure I've put. . . I mean even today, I turned in, I turned in three different M-4s in the arms room when I got back from Yakima.
Detective Rick Barnard	Okay.
Skylar Nemetz	And I remember that...I probably... 'Cause when you... When the bolt's forward. . .
Detective Rick Barnard	Um hmm.
Skylar Nemetz	But the weapon is already charged, you can switch the weapon. . .
Detective Rick Barnard	Um hmm.
Skylar Nemetz	From safe to fire, okay.
Detective Rick Barnard	Oh, I'm just, I'm just asking 'cause, I was, I was never in the army. I've always just been a cop, and so when they teach us to clear our rifles, it's always on safe, drop the mag. . .
Skylar Nemetz	Yeah.
Detective Rick Barnard	Clear the rifle.
Skylar Nemetz	I don't know why I did it this time...
Detective Rick Barnard	So, that's why I was saying, how, how many times have you...Is that...Do they teach that in the Army, to select the selector switch to fire before you clear it? Or is it put it on safe, drop the mag, then clear it?
Skylar Nemetz	It's on safe.
Detective Rick Barnard	It's on safe? Okay. So, wh-whatta, why today did it, did it get selected... Why did you... What happened today that where you selected it to fire?

Skylar Nemetz	I don't know. I really don't know.
Detective Todd Jordan	When you'd been deployed before, had you ever had people come over and mess with your stuff? Any of her friends come over. . .
Skylar Nemetz	What do you mean. . .
Detective Todd Jordan	And mess with her stuff?
Skylar Nemetz	At my house?
Detective Todd Jordan	Yeah, at your house while you're gone, have, have you ever found that your stuff was out of, out of, touched or messed around with by her friends?
Skylar Nemetz	Umm (pause). Not that I know of. I really, I really trust her, you know. I don't. . .
Detective Todd Jordan	Right.
Skylar Nemetz	Pay attention to those kinds of things because. . .
Detective Todd Jordan	Except for today, you just said that no one was in here messing with our stuff were they. So you just told me. . .
Skylar Nemetz	Not that I know of.
Detective Todd Jordan	Five minutes ago. . .
Skylar Nemetz	But she did have a friend over, but I don't think she was messing with anything, because. . .
Detective Todd Jordan	You just ask. . .
Skylar Nemetz	'Cause I asked. . .
Detective Todd Jordan	You asked, you asked her that. . .

Skylar Nemetz	Yeah.
Detective Todd Jordan	But why would you ask her that? If no one's ever done that in the past. . .
Skylar Nemetz	Just 'cause I don't usually leave a firearm at home, like out in the open for her. So, I asked her beforehand, hey, like, you didn't mess with...I asked her, you didn't, like...I asked her who- did you mess with it. And I asked her, 'cause she has a friend named Carrie, and I was like oh, did she mess with it either, because I didn't know if they...If they thought, oh, let's go shooting, or what, or, you know, or let me show you what my husband got me for my birthday back in January or what. . .
Detective Todd Jordan	It just seems odd to me that, um, you're gone for three weeks, first thing you do is eat pizza, have a drink, and watch a movie while she's doing some work. You don't have any, ah, um, time, ah, just the two of you. . .
Skylar Nemetz	No. We did.
Detective Todd Jordan	But then, and then...
Skylar Nemetz	(Inaudible).
Detective Todd Jordan	You tell me that there's a, you know, she didn't know if. . .
Skylar Nemetz	You, see. . .
Detective Todd Jordan	A friend came over sometime. . .
Skylar Nemetz	I didn't want to talk about. . .We had sex before, we had sex during the day .
Detective Todd Jordan	Okay.
Skylar Nemetz	And we were hanging out on the couch and we probably cuddled for a solid forty-five minutes, just cuddling on the

	couch, and we laid back on my bed and we were just talking, catching up, and we cuddled in my bed (inaudible).
Detective Todd Jordan	Okay, Skylar. This is, I know...I'm not trying to get into your intimate details .
Skylar Nemetz	Right.
Detective Todd Jordan	But it's. . .
Skylar Nemetz	I see.
Detective Todd Jordan	Very important that you need to tell us everything. . .
Skylar Nemetz	I'm telling you everything (inaudible).
Detective Todd Jordan	And I don't want you to. . .
Skylar Nemetz	(Sobbing.) I'm not lying.
Detective Todd Jordan	And I don't want you to look like...I don't want that to happen to you. I want you to be able to tell us everything. You know what I'm saying? I...Because that was a big whole that I'm trying to figure out because I know that, ah, even an old man like me, when I get home, that's not what I'm thinking about, eating pizza, uh, after I've been gone for a while. Sorry. Um, so I just want to make sure that we've got everything figured out, you know...
Skylar Nemetz	Okay.
Detective Todd Jordan	And we're not missing anything. But it is kinda strange to me that if no one's ever gone in there and messed with your stuff before, that that would be a question that you would ask.
Skylar Nemetz	I don't know. I'm just.
Detective Todd Jordan	Okay.
Skylar Nemetz	I don't know. I'm just anal, I guess, because I don't . .

Detective Todd Jordan	Okay.
Skylar Nemetz	Here's why I asked her, and I think I just, I think I just said this, was I don't usually leave a firearm at the home for her, but for this time being, I, she had one that I think she knew how to use, that she had gone out shooting before, so I thought I'd, okay, well maybe I'll leave this one for her, I don't know. Because recently, in our apartment complex, I just feel like it's really ghetto and, I'm not a racist person, I'm just saying that's kind of ghetto, and I don't, I don't want anything to happen to my wife and. . .I, I worry...I'm not worried about her doing things with (inaudible)...I'm worried about other people doing things to her, you, y-you know what I'm saying?
Detective Todd Jordan	Um hmm.
Skylar Nemetz	I'm...So. (Pause.) I just, I was just worried about her. I think that was my main thing, and I think that's why I missed her a lot. It was so worried about her, like, (sigh). I was just worried. (Long pause.) Go ahead and ask, I'm, I'm losing my train of thought about this. I was just.
Detective Rick Barnard	No.
Detective Todd Jordan	No, that's okay man. We're just kinda. . .
Detective Rick Barnard	We're just kinda chilling. Trying to figure. . .
Detective Todd Jordan	Making sure to figure it all out.
Detective Rick Barnard	Ehh, if you don't mind, can you kinda just take me through, and, and, don't leave any details out, what your homecoming was like? So, she...What did she... You know, from...Like you're telling us a story, and from when she picks you up, kinda tell us what happened.
Skylar Nemetz	My intimate parts and all that?
Detective Rick Barnard	Yeah. You don't have to go into, into, details but just kinda,

	just like you're telling a story. A chapter at a time.
Skylar Nemetz	Okay. So. . .
Detective Rick Barnard	So it makes sense to us.
Skylar Nemetz	(Sigh.) So, four thirty this morning, woke up. Got ready. I was in Yakima. I went and geared up my truck. I got all my stuff strapped in. Text my wife. I was like, hey, I'm leaving Yakima. Can't wait to see you, or see you, or, or, whatever, I think I, I'm pretty sure I texted her, or I, no, I think I called her from my buddy's phone, because I don't have service in Yakima because I have Sprint. Anyways, so, we left Yakima. I didn't. . . Usually when we go to the field, I don't really text her or call her too much.
Detective Rick Barnard	Um hmm.
Skylar Nemetz	Because she has to, I had to work and she understands, and. .
Detective Rick Barnard	Um hmm.
Skylar Nemetz	It's just easier if I just don't. But she knows it's all okay, so. That we're really trustworthy, so it's not like a big (sigh)... I need to change my shirt. I'm tired of looking at this fucking blood on my shirt.
Detective Todd Jordan	Yeah, I'm gonna. . .
	<i>(Chiming/beeping sound.)</i>
Detective Todd Jordan	I have to take a picture of. . .
Detective Rick Barnard	Um hmm.
Detective Todd Jordan	Him before we do that, though.
Detective Rick Barnard	Alright.
Detective Todd Jordan	Um, just because.

<p>Skylar Nemetz</p>	<p>Okay, so I was leaving. . . We did. . . It was me, my squad leader, and my driver. (<i>Knocking sound</i>). We were running scales, and coming back from here to Yakima is about a five hour drive. (<i>Inaudible</i>). When we got back, I remember during that time, we had talked about my wife because I have a guy who's also on my squad that he's just always, always arguing, and just was with his wife, and he's always complaining and he's always telling about cheating on her and stuff, and like... I remember I'd, I'd tell him like how can you do that man? Like, how can you even think about those kinds of things? Like, I remember the night he got hit in the mouth by a tootsie, which is a, a, cover that holds mortar round. I remember that night or like the next morning we got in a fight because, or, not like a fist fight, but like an argument, 'cause I was like, I, I was ticked off like how can you treat people like that, how could he treat his wife, and like... Anyways, so he went home or whatever and. . . So, finally we got. . . We were driving back. I hadn't talked to her since that morning, and the, and the, and the night before, I... I had texted her the night before on my cellphone. Tell her I missed her and I was coming back and I wanted to see her, and ah....</p>
<p>Detective Todd Jordan</p>	<p>Yeah, um, I'm hard of hearing, buddy. You gotta speak up just a little bit.</p>
<p>Skylar Nemetz</p>	<p>Anyways, so, once we rolled into JBLM, we went through Logistics gate, exit one-twenty-three. I text her and I was like, hey, I'm on JBLM. And, um, she told me she was on her way to come get me. And I was like oh, wait, you might want to wait a minute because it's gonna be a few hours because I have to turn in all my SI in, and I have to clear my truck, and I have to clean everything real quick. It's going to take probably about two, two-and-a-half, three hours. But she already knew that. She'd, um, um. . . So, she drives in anyways. She's really excited to see me. She parks at my, ah, CP, which is pretty much where I, the buildings that I work in. Anyways, so, I remember I got all this stuff out and I like quickly, and I was like the first guy, I grabbed all</p>

	<p>my stuff from my truck and I checked my truck in. I had. . . I gave my wife a kiss, and she just had the biggest smile on her face and I was just trying not to smile too big 'cause I still had to go back to work an' (sigh). Gosh, I missed her so much. She was wearing probably more makeup than she usually wears, but (laughing). .</p>
Detective Todd Jordan	<p>Um hmm.</p>
Skylar Nemetz	<p>It's fun. Um. Anyways, so I went and did my work, whatever. I (inaudible). I turned in my weapons and that's when I said I cleared M-4s that day. I cleared M-4s today. I probably...I cleared exactly four of them. Four of them. I cleared my two and then I had a buddy turned them in, but he didn't clear 'em right, so I cleared 'em and gave them to the armorer and, um, just turned in my M-4s, or my 2-40s, turned in my fucking, my mortar tubes. Finally, I get out. We have a little conversation with the company commander. We had the First Sar up there. And we had, ah, everybody from our platoon. They said don't drink don't drive, or I mean, you don't drink and drive, don't beat your wife, don't beat your kids, don't beat the dogs, and if you have a problem, call one of us for help, whatever. Ah, I just saying to myself, I'm just gonna...And...You know...I heard...There was some talk among the platoon, they're all going to Hooters, and they're all gonna drink beer or whatever, get, and bottomless fries, or whatever, and I was just thinking to myself. . .And I'd actually text my buddy, John, 'cause he was. . .See when I was in and I was just saying, well, I'm just going to stay at home tonight. I have my wife. He unde-he knew exactly (inaudible). Just going hang out with the wife. Eat some pizza. Watch some TV. Just relax. So, he was texting that. . .That, this is like while I'. . .Yeah, so, anyways...So I get off work. We're driving home. We're just talking, whatever, just talking about hows I was doing. She was excited because she told me she shampooed the carpets and she really wanted me to see 'em 'cause I gotta Hound Dog and, ah, when he was like younger, he would like just pee on the carpet. And like I was like, Oh my God, will it stain the carpet, and stuff, and. .</p>

	<p>.Um. And we were just talking like, oh, we should really go get a carpet shampooer, and like. So, when I was gone, she borrowed one from a girlfriend named Carrie. Anyways, so I got home. We got home together, and she helped me carry my stuff up. We put it on the porch 'cause it was kinda stinky. I hadn't washed. . .</p>
Detective Todd Jordan	<p>Um hmm.</p>
Skylar Nemetz	<p>Any of the stuff for a few weeks. And I went out on the porch, shut the dogs out. They all came at...The...My...I have a little, ah, about a year and-a-half year old little, like, little mutt, little ol' tiny dog. It's a little lap dog, but a little cutie. And then I got a, a, eight month old, um, Black Snout Hound Dog, and that's like my buddy. He's like my cuddle monkey, and um. So, I said hi to the dogs. They were so excited they peed on my boots.</p>
Detective Todd Jordan	<p>Hmm.</p>
Skylar Nemetz	<p>And um... 'Kay...Did that. Hung out with the dogs for a little bit. I came back inside. We sat on the couch. We were just, we just kinda talk about how her work was going, whatever.</p>
Detective Todd Jordan	<p>Okay.</p>
Skylar Nemetz	<p>Wha-I was interested like, 'cause I hadn't seen what she actually does for work, you know. Because she kinda...She got the job kinda in the transition of me getting ready to go out to Yakima, so she's actually only had the job for about four and-a-half, five, like probably about five weeks. So, I was kinda just interested and, ah, she was telling me about that. And, um, (pause.) Anyways, went...So, I was, oh, yeah, well why don't you show me. and went into the bedroom and, or the computer room, and she was showing me some of, a couple of videos she'd put together. And, ah, she just likes to, she use to cheerlead, and she just like likes to cheerlead so, ah, she was showing me some videos of some stuff she'd recently done a few weeks ago before I left.</p>

	<p>of a, a, guy we knew back home that traveled up, travels around, he helps like flyers do cheerleading. Anyways, so I was watching a video, and I was like impressed like with what she was doing, and I was. I don't, I don't know what it was. I was just, today, ff-when I got home, I just felt...I don't really like apartments, you know, but like today, for some reason, just being with my wife, my dogs, and the house is clean and she was working, she was busy, you know, I just felt really good. Like I'd, I'd say it was a good day. I just felt really good. I was. . .Once, I got. I was, it's the happiest I've ever been in a while and I just. . .Great day. So, we're just sitting there. We're talking, and um, one thing led to another. We're cuddling and then we ended up, ah, having sex, and um, after that we go, um, (pause) we, ah. . .I go take a shower because I still hadn't showered. Until like last night, I've only taken like two showers. Literally, I'd only taken like two showers in the last like twenty some days. So, anyways, we had sex, and then I took a shower and, um, she rinsed off real quick I think, but she didn't get her hair wet. And um... Yeah, we went out, after that went to the living room because I'd turned, like right before we had sex, I ordered a pizza through the Dominos app.</p>
Detective Todd Jordan	Um hmm.
Skylar Nemetz	<p>Right when I got home. And, ah, so waited on that, and pretty much right after that. I got out of the shower and put on some clothes and immediately the, the, person was there with the pizza, whatever. Got some food. We, ah, brought it in. Put it in the kitchen. I remember (sigh) and, ah, right when I brought the food in, for some reason, like, my Hound Dog was just really excited for some reason. I brought it in the kitchen. He didn't...He's potty trained now, but for some reason, I don't know if he was still so excited. . .</p>
Detective Todd Jordan	Um hmm.
Skylar Nemetz	<p>To see me, but when I brought the food in the kitchen, he peed on the carpet and he was so excited, he was like howlin' and like groaning and stuff.</p>

	<i>(Sound of door opening or closing in the background.)</i>
Skylar Nemetz	<p>(Sigh.) Erh, you know, I don't hit my dogs, so I was like, oh, you gotta go outside now. So I put him out on the porch for about fifteen, twenty minutes and, um, during that time, me and my wife, we sat on the couch, and I was watching the movie GI Jane on AMC. I think it was AMC. And um, anyways, we watched that for a little bit, and I was just kinda zoning out and she had gotten me that, um, cinnamon alcohol, whatever it is. And, um, she'd made me a little drink of that and it was like some, ah, whatever it had, like that, it was like a little dash of that and I had sipped some Red Bull because I was about to pass out but I really wanted to talk to her, and so I was like drinking a bunch of Red Bull. Anyways, so we were cuddling on the couch, just watching the movie after we ate, and I was like, come on, why don't you go work on your work or whatever, so, you know, when I'm tired, I'm going to go to bed, so, because I still gotta go to work tomorrow. I have to be there...I have to be there at nine in the morning. I got a late call so I don't have to go do PT, but I still have to be there. And, ah, she's like, okay, so I'm gonna work for like an hour, call some clients (inaudible).</p>
Detective Todd Jordan	You gotta speak up again, buddy.
Skylar Nemetz	<p>I said I'll...She's like okay, well, I'll go call some clients or employers, I don't remember what she said, but, and then, ah, when I'm done, we can go lay down, go to bed. So, she goes and does that. Or she goes in there, and then she's there for like maybe a couple of minutes, and then she goes like hey, and she goes, I see her walk out of the bedroom. She grabs that, it's a, it's a AR-15 rifle and it has like blue on it, 'cause she likes the color blue. She brings it into the bedroom. She says like hey, can you put this away. I don't need it anymore. And um, I'm like yeah, but I kinda like just say yeah from the corner of my 'cause I'm watching TV, just kinda zoning out 'cause I'm so tired. My Ru, my I Hound Dog, Ruger, is laying with me. And, ah, so about</p>

	<p>like, twenty, maybe thirty minutes later, like, like, oh, I can't lay here 'cause my dog was like all bouncing around. So, I get up and go do it. I walk in to the, ah, I walk into the, um, ah, office. And, um, (pause) the rifle's on the, ah, on the s-bed. And, it's on the, and it's on the b-blue blanket on the spare bed, and um. It's got the magazine in the birdcage. So, you know, I'm, me thinking maybe she was, well, whatever. It's probably still clear. So, I, ah, um, take the, take the, it's a, like a thirty round magazine, I think. I take it out of the birdcage. I put the weapon on fire. And, I took the weapon...I, I, I took the weapon on the, the, um, buffer tube. I had one hand on the stock, and I hit it with my leg, like on my thigh, 'cause I was, that's just how I do it. Like I just, I put the stock on my thigh and I eject it, I mean eject the charging handle and check the tube, and, and, I did it like this, so it was like level. And, (sigh) right when I did that, it went off, and. . .</p>
Detective Todd Jordan	Were you directly behind her...
Skylar Nemetz	I was...
Detective Todd Jordan	Or beside her?
Skylar Nemetz	<p>I was, directly behind her. And it was just (sigh). I was directly behind her, and I remember I came up and I was like, oh, you're so cute, and then I grabbed the rifle and right as I cleared it, my little dog, Cooper, the, ah, it's like a little Rat Terrier thing, he's sitting on the bed just watching me, just looking at me.</p>
	<i>(Whistling sound.)</i>
Skylar Nemetz	<p>And, um. It goes off and (pause.) I, I, I didn't even...I didn't even know to think. I mean, I've never had a negatively discharge every, on ranges. Never. Like, um. And, um, (sigh). Ah, I, I was pretty much lost after that. I didn't...I...I was spinning. I didn't (sob). I, I took the rifle. I, and the hand, the rifle was still in my hands. And I, um, (pause). And I looked at the rifle and I was like what the</p>

	<p>fuck. And I looked at it, and there was no magazine in it. And I was like, um, well, obviously there's a round in the chamber. I mean, that's an obvious fucking thought, like. So, I go into the bedroom. I go into the other bedroom 'cause I see what just fucking happened. And I can't...I just...I, I took the rifle and I throw it in the closet, into the a, into the um...</p>
Detective Todd Jordan	Um hmm.
Skylar Nemetz	<p>Our bedroom closet? I throw it in there. I don't know why I threw it in there, but I did. I threw it in the bedroom closet and, um. (Pause.) Oh, when I fir-I forgot, the safe. When I first got home, um, before we had had sex or anything like that, I remember I walked in the bedroom 'cause I was looking, I was just right when we walked in, I took off my boots, I took my ACU top, and I was walking around the house because I, because it was so clean, and I was just looking around, and I notice that my safe was unlocked. And I almost vividly remember locking it when I left. I vaguely remember taking, before I left, taking the weapon out of the safe. And the...I didn't put the mag, the magazines, I had them next to the rifle, but they weren't in the rifle, in the closet. And, ah, anyways, I remember locking the safe before I left. And when I got home, that's one thing I haven't, that's one of the tripped up is the safe was unlocked and I just pulled it right open. And, I was like you, why is the safe unlocked, and I was, and then I asked her, ah, you know, who'd you have over.</p>
Detective Todd Jordan	You...speak up a little louder, please.
Skylar Nemetz	I said who'd you have over.
Detective Todd Jordan	Um hmm.
Skylar Nemetz	<p>And, you know, what did they mes-did they see your rifle? Did they mess around with anything? And she said no, nobody touched anything. And I, I, as far as I know, the</p>

	only person she had over was her friend Carrie.
Detective Todd Jordan	Um hmm.
Skylar Nemetz	Which is a friend of mine's wife that lives on JBLM. On Main Post. And, ah, I just thought, w-w...I vi...I, like, I vividly remember locking it, but I, but at that moment, I was just in such a, I was just such, well I guess I messed up or something or maybe she unlocked it and didn't remember or, I don't know. So I didn't think too much of it because everything was still in there. There was nothing missing. Nothing was loaded. It was all in the same place. So. Yeah. So I closed it and I locked it. And this is right when I got home, and then all that stuff I just told you that just happened. So, and then later on, after all that shit happened and I threw the weapon in the, ah, bedroom closet, (sigh) and I didn't, I didn't know what to do, like. . .
Detective Todd Jordan	Did you call 9-1-1. . .
Skylar Nemetz	I couldn't. . .
Detective Todd Jordan	Right away?
Skylar Nemetz	N-no. Right when it happened, literally within, r-right after it happened. . .
Detective Todd Jordan	Um hmm.
Skylar Nemetz	Like, there is smoke in the air. And my neighbor, um, he's a, I think he's in the military also. He knocked on our door immediately. He must have sat there for maybe a couple of seconds because I was just, I was so, like, I didn't know what the fuck just happened. So. . .
Detective Rick Barnard	Do you remember what you told him?
Skylar Nemetz	Yeah. Yeah. Probab... Yeah, I think so. Right when that happened, he knocked on the door, and I was like sitting there, and I saw my wife's (sob), saw my wife's body in the,

	<p>in my office chair. And, um, (pause) I, I like froze 'cause I, I can't believe, I couldn't believe that just happened to me. And, um, so. And then my senses came and I fucking, I went and answered the door and, anyway, he was, he was wearing a white T-shirt. And he was my next door neighbor. I remember him because I've seen him multiple times come, coming back from work the same time I do. And I remember he, he, said, or, I think he said, I heard gunshot and like are you okay. What's going on? And I said, and I told him I tell him no, it's not okay.</p>
Detective Todd Jordan	(Inaudible.)
Skylar Nemetz	<p>I said, I said, no, it's not okay. I think, I think my wife...I said my wife's hurt. And he said, i-is, she okay. And I said no, I think she's, I think she's gone. I think she's gone. Because when I saw her, she was, her body was...She wasn't moving, and (sigh). . .Her. She wasn't moving. And I called her name like at least twenty times, and she did not move. And I went, I went and grabbed her and I, I, tried to hug her. I tried to hug her, and I was saying her name and you know, and nothing happened. I remember I grabbed her and I put her face in mine, and I said Danielle, Danielle, Danielle, Danielle, and, um. (Pause.) I don't know what ha-I couldn't...I, I wouldn't...I wouldn't cry. I remember I wa-I just thought to myself, I'm such a bad, I'm such a bad person I can't...I'm such a bad person that I'm not even crying. And I was saying to myself, I'm evil. I'm, I'm evil. Like how-who. What did I, what did I do? Did I do somebody wrong in the past or did Karma come (inaudible)? Is God mad at me, like? (Sigh.) So that happened, and he came. And I remember I went...After he asked me those questions, I say I have to talk to somebody. I have to, I have to, talk to a cop or a sheriff. . .</p>
	Um hmm.
Skylar Nemetz	<p>And I immediately said I want to talk to my chaplain because. . .</p>

Detective Todd Jordan	Right. And, we're gonna, we'll make sure that we get ahold of somebody for you like that. The, um, one of the statements that we got initially that, ah. . .
Skylar Nemetz	Um hmm.
Detective Todd Jordan	That you might have even said that she shot herself cleaning the rifle?
Skylar Nemetz	I never said that.
Detective Todd Jordan	You remember telling somebody that?
Skylar Nemetz	Somebody said that?
Detective Todd Jordan	Yeah. Talking to (Inaudible) you said that. Okay.
Skylar Nemetz	But it was in my hands. It was in my hands. . .
Detective Todd Jordan	Okay.
Skylar Nemetz	It was in my (inaudible) hands.
Detective Todd Jordan	Okay. And you're telling me it, a, was an accident. You weren't mad at her?
Skylar Nemetz	No, I wasn't. No, (sob) I was not.
Detective Todd Jordan	Did you, I, I, guess this is the point where I'm going to ask you some pointblank questions, so. Did you, were you mad at her and you shot her intentionally?
Skylar Nemetz	No, I did not.
Detective Todd Jordan	Okay. It was an accident?
Skylar Nemetz	(Inaudible). Yes, it was an accident.
Detective Todd Jordan	Oh, okay.

Skylar Nemetz	I did not shoot my wife intentionally. I loved my wife so much. It, eh, I'm surprised that, ah, I, whe-when he, when (sigh). When he came in...Actually, like, I don't think I fainted 'cause I knew what was going on still, but my bod, like my body just gave out. I just couldn't stand. Like, I don't know. I was just, if it was the adrenaline or what it was, but when he came to the door and he was saying, ah, my neighbor was standing at the door, I remember looking at him, and I remember just thinking that, it just finally it just like clicked like what the fuck just happened. And my, like, my body just gave out. I-a-it wasn't fainting, but. . .
Detective Todd Jordan	Um hmm.
Skylar Nemetz	Because I was still like awake.
Detective Todd Jordan	So, just your knees got weak and. . .
Skylar Nemetz	My knees. . .
Detective Todd Jordan	You went down, right?
Skylar Nemetz	My knees got weak, and my body got weak, and I, I just hit the ground s-hard and. . .Immediately, I wa, I was just thinking why, why couldn't, why her, why her, you know.
Detective Todd Jordan	Um hmm.
Skylar Nemetz	Why can't it be me. Why. . .
Detective Todd Jordan	How far away were you from her, you think?
Skylar Nemetz	Um, let's just say, um, probably the width of this room, ah, no, shorter than that, because she, if she was sitting in the desk, it's probably like five feet.
Detective Rick Barnard	So, yeah, can you describe for me. . .So, if this is the room, was she. . .

Skylar Nemetz	Do you want me to draw it out, or?
Detective Rick Barnard	Yeah. If you don't mind. So I can kinda understand...
Detective Todd Jordan	Just do it on a fresh sheet of paper. Here you go.
Detective Rick Barnard	So, yeah... So I can kinda get an understanding of where you're at when the rifle went off. And where she was at.
	<i>(Silence interrupted by a whistling sound.)</i>
Detective Todd Jordan	Sorry about that. Thought I turned that down.
	<i>(Sound of water drops; sound of voices and a door opening and closing in the background.)</i>
Skylar Nemetz	I'm gonna move this door down a little bit. 'Cause . . .
Detective Todd Jordan	It doesn't have to be to scale, bud, just to give an idea. . .
Detective Rick Barnard	Yeah.
Skylar Nemetz	Okay. Well, (pause). So, when you walk in, this is the front door right here.
Detective Todd Jordan	Um hmm.
Skylar Nemetz	When you walk in, there this little area and there's a little, old, tiny, like twelve foot hallway right here. Anyways... So, the rifle was right here, when it, it. This is. . .I'm just trying to get straight from. . .
Detective Todd Jordan	Um hmm.
Skylar Nemetz	When it happened. Anyways, I walking, grabbed the rifle to take it out, whatever. I was standing, probably, I was standing directly... I was in the room but I was right here.
Detective Todd Jordan	And the chair?

Skylar Nemetz	And she...And this is a chair right here.
Detective Todd Jordan	Okay.
Skylar Nemetz	And this is where the desktop is.
Detective Todd Jordan	Um hmm.
Skylar Nemetz	And she was facing the desktop. And I was standing in the doorway. I grab-I mean, or I was like, I was...Well the bed comes out to like...It's kinda a big bed for that little room. So, the corner, like right when you walk in, the corner, the beds right next to you. And there's like a little tiny slot between the closet and the bed that the safe like barely fits in by like. . .
Detective Todd Jordan	Um hmm.
Skylar Nemetz	A half inch. So I, I, I grabbed that and whatever, and I cleared it and I, or I failed, you know, so I was about...I was probably about five feet away.
Detective Rick Barnard	Okay.
Detective Todd Jordan	On the computer, um. was she doing her work or was. . .
Skylar Nemetz	Yeah.
Detective Todd Jordan	She talking to somebody?
Skylar Nemetz	No.
Detective Todd Jordan	Did you see. . .
Skylar Nemetz	No, she was on the computer, because. . .
Detective Todd Jordan	Did you see the message on the computer?

Skylar Nemetz	Um. What?
Detective Todd Jordan	Did you see the message on the computer?
Skylar Nemetz	There was a message on the computer?
Detective Todd Jordan	I'm asking you, did you see a message on the computer?
Skylar Nemetz	Nn-ah. I mean, when I, when I walked in, I thought she was on Granit Transformations.
Detective Todd Jordan	Alright. Nothing that would indicate that there, that she had some, ah, a boyfriend or anything like that?
Skylar Nemetz	No, no.
Detective Todd Jordan	She wasn't having an affair?
Skylar Nemetz	I never thought. . .
Detective Todd Jordan	Never saw anything like that?
Skylar Nemetz	No, no, no, no. Well, are you insinuating that?
Detective Rick Barnard	No, no we're not.
Detective Todd Jordan	I'm just asking because, I. . .
Detective Rick Barnard	We're just asking.
Detective Todd Jordan	I, you know, I'm not at the scene. I didn't go to the scene. I came straight here. . .
Skylar Nemetz	Yeah, I know. No. Nothing...
Detective Todd Jordan	To meet you.
Skylar Nemetz	Nothing from what I saw, or anything, led to me to think that

	she was, that she was, cheating on me in any way.
Detective Rick Barnard	So, there was no jealousy issues, 'cause . . .
Skylar Nemetz	There was no jealousy issues.
Detective Rick Barnard	What I'm trying to get at is sometimes when jealousy happens, it makes you act irrational for a split second and you do something...
Skylar Nemetz	I never seen.
Detective Rick Barnard	That you normally wouldn't do. Um. . .
Skylar Nemetz	But that wasn't the case. . .
Detective Rick Barnard	You guys didn't have any jealousy. . .
Skylar Nemetz	Yeah. That wasn't the case. And I remember right when I walked in, I told her hey you're cute. I was like you look cute.
Detective Rick Barnard	Okay. So she wasn't like FaceBooking or. . .?
Skylar Nemetz	No. I, um, I'm almost positive. I remember seeing the, the, Granit thing, so I'm almost positive she was on Granit Transformations. . .
Detective Rick Barnard	Okay.
Skylar Nemetz	Her company website.
Detective Todd Jordan	But not like... There's not somebody she'd be se-talking to there at Granit that, that, she may like or something, or that liked her?
Skylar Nemetz	I mean she's only been working for about four or five weeks. I wouldn't. . .

Detective Todd Jordan	How long. . .
Skylar Nemetz	I don't want ta. . .
Detective Todd Jordan	Has she lived there?
Skylar Nemetz	She's lived here as long as I have. She moved in about the late, late, March of two-thousand-thirteen.
Detective Rick Barnard	How was she doing adjusting to living up here in Washington? I know that some (inaudible) hard.
Skylar Nemetz	The first months were a little hard. . .
Detective Rick Barnard	Um hmm.
Skylar Nemetz	And I remember right when we got here, I took her to Seattle to kinda get a little taste of the what Seattle was like, and. . .
Detective Rick Barnard	Um hmm.
Skylar Nemetz	My family's actually, my mom's side of the family is actually from here. They're from Renton and, ah. . .
Detective Rick Barnard	Okay.
Skylar Nemetz	Seattle area.
Detective Rick Barnard	Um hmm.
Skylar Nemetz	And they actually have a, a, beach house up in Camano Island up north. Anyways, so, you know, me and her, we go there, we go hang out with my grandma. We have...she's very good friends with all my family. I mean she text, she talks to my family. . .
Detective Rick Barnard	Um hmm.

Skylar Nemetz	What, we, you know, I tell her, I, I, she doesn't need to, whatever, like. But she does. She's very good friends with my grandma, my aunt. Their all cooks and, you know. Um. . .
Detective Todd Jordan	But no, no, issue ever in your whole relationship with her ever having a boyfriend or you ever having a, a, side girlfriend?
Skylar Nemetz	No. I've never, and she knows that I've never done anything. . .
Detective Todd Jordan	But has she ever. . .
Skylar Nemetz	With other women. I never even talked to another woman...
Detective Todd Jordan	Has she ever had a boyfriend other than you, like since you guys have been together? Or she kinda like somebody a little bit, make you upset and jealous?
Skylar Nemetz	N-n. I mean, she had an ex-boyfriend, like a, like right when we first like moved up here. That was, that was like from like two or three years ago.
Detective Todd Jordan	Um hmm.
Skylar Nemetz	But. . .
Detective Todd Jordan	You didn't see anything where she. . .
Skylar Nemetz	But I, I. . .
Detective Todd Jordan	Was communicating with him at all?
Skylar Nemetz	Not that I know of.
Detective Todd Jordan	Nothing that would make you upset?
Skylar Nemetz	Uh huh. No. Um, but, I'da met him before we'd moved up to Washington. And they were still, they were friends, but I

	remember seeing him because he worked at a Safeway back home, and there was nothing, there was no issues. I remember they're friends, and I think I knew him beforehand because of. . .
Detective Rick Barnard	Yeah.
Skylar Nemetz	School.
Detective Rick Barnard	Yeah.
Skylar Nemetz	But, I didn't. . . There was no issue. Um, again, like, my, one of my best friends that I grew up with, since I was, you know, like elementary school, was, ah, her cousin. So, you know... And I've... And, you know, because I knew her family before I actually knew her. I've known her family for a long time since I was a little kid. I didn't meet her until I was about seventeen.
Detective Todd Jordan	Skylar, let me tell ya how it works, what's going to happen. Just so you know.
Skylar Nemetz	Um hmm.
Detective Todd Jordan	Is, ah, and, ah, what we're doing is, because this is a, the, a, um, a death investigation, and we have to do a. . .
Skylar Nemetz	Is this. . . Is this... She's... She's gone?
Detective Todd Jordan	She's gone.
Skylar Nemetz	(Inaudible.)
Detective Todd Jordan	Um, they're doing a, ah, search warrant of the premises. And, they're going to include the computer, and, ah, get all that stuff off the computer.
Skylar Nemetz	Um hmm.
Detective Todd Jordan	So, if there's anything in there that <i>(knocking sound)</i> , um, that you might have seen that would indicate that, that, she

	was having an affair or anything that made you upset and jealous, whether you intentionally did this, we're going to find that. Now, I'll just. . .
Skylar Nemetz	Okay.
Detective Todd Jordan	Tell ya it's always better to come up front and say whatever the facts are...
Skylar Nemetz	Yeah.
Detective Todd Jordan	Ah, instead of us finding it later.
Skylar Nemetz	Yeah.
Detective Todd Jordan	And I'm not trying to paint you into a corner. I don't want you to say something that wasn't true, but I do want you to tell me the truth. And, I want to make sure that we cover every aspect of this, okay?
Skylar Nemetz	Okay. I'm telling you the truth. Ah, if, if she was talking to anybody, I wouldn't know about it because I'm, I, I'm not that, I'm not a snooper. I don't snoop around like, I trust my wife.
Detective Todd Jordan	Um hmm.
Skylar Nemetz	I really do. I trust my wife. And, i-if she was, I'm telling you right now, I would not know about it. I real-(sigh). I'd be really disappointed to find that out, but. . .
Detective Todd Jordan	Hey, Skylar, I'm not saying in fact that she was. I'm just saying that if you sa-had that information and you-it upset you and you, ah, just out of the pure passion of anger and frustration, you did something that you're gonna regret, then you need to tell me now because we're going to find that...She-tha...We may not find anything, ah, in there. There might not be that evidence there. However, if it was there, our computer guys, that are a hell of a lot smarter than I am, are going to find...

Skylar Nemetz	Um hmm.
Detective Todd Jordan	That stuff. And, so, if there's something that you saw, this is your opportunity, is what I'm trying to get to you, Skylar.
Skylar Nemetz	Okay.
Detective Todd Jordan	So, go ahead and tell me.
Skylar Nemetz	Okay. I mean. . .
Detective Todd Jordan	And you're...And we'll go from there. I'm not trying to, ah, talk bad about your wife or any of that. I'm just saying, if there was something there, you need to, you need to get, tell me now because this is. . .
Skylar Nemetz	(Inaudible.)
Detective Todd Jordan	Your opportunity.
Skylar Nemetz	Yeah. On the computer, I, I've never da...I barely even use the computer. I remember there was one time way back on her cell phone.
Detective Todd Jordan	Um hmm.
Skylar Nemetz	I remember I was, I just had a really bad dream that she had, she had talked to some guy or someone. I remember I woke up and I looked on her cell phone and I was looking...I, I, opened it up and looked at her text messages. And her only text messages where to like me and her sister, Ashley. . .
Detective Todd Jordan	Um hmm.
Skylar Nemetz	And um...I, and I wish I hadn't read them, but I, I'm. . .
Detective Todd Jordan	What's your cell phone number?
Skylar Nemetz	My cell phone number is seven, zero, seven...

Detective Todd Jordan	Seven, zero, seven?
Skylar Nemetz	Eight, three, two. Nine, zero, zero, eight.
Detective Todd Jordan	And what's her phone number?
Skylar Nemetz	Hers? Is seven, zero seven. Three, eight, two. Nine, five, one, six.
Detective Todd Jordan	Okay, wait. Nine, five?
Skylar Nemetz	One, six.
Detective Todd Jordan	One, six.
Skylar Nemetz	We have one. . .
Detective Todd Jordan	Okay, is yours eight, three, two, and hers is three, eight, two?
Skylar Nemetz	Y-yeah.
Detective Todd Jordan	Okay. I just want to make sure I didn't hear you wrong.
Skylar Nemetz	Yeah, it's... They're pretty similar.
Detective Todd Jordan	Yeah.
Skylar Nemetz	But, um. Yeah, I don't. . . I'm telling you the truth. I don't know anything. And you... Here's the... But... Y-ye... But I have a question. Excuse me for...
Detective Todd Jordan	Um hmm.
Skylar Nemetz	If there was something that popped up, w-why would I get in trouble for that? I mean, I. . .
Detective Todd Jordan	Well, I. I'm just saying what it does is, ah, um, it kinda

	shows motive for something. It looks kinda bad. You're, you're, what we would call somebody that's a, um, um, not a novice by any means, but more into the expert of, ah, handling guns. You have fifteen guns in your home. You, ah, are in the military, and you use M-4s all the time. And you have a DPMS, which isn't a cheap old, ah, throwaway pistol-or-rifle. It's a pretty good quality gun. And, ah, to put it on your leg and that, um, you know, put it, the weapon accidentally on fire, not clearing it with your expertise, and then a round is discharged hitting your wife in the head. This is a... That doesn't look good. So, there wa-if there was something that was there, then we kinda understand what's happening, you know what I mean. And that's why I'm asking you.
Detective Todd Jordan	..son, but the thing is... And I don't mean disrespect to you by calling you son, but I'm just I'm old so it's easy for me to do that, but. . .
Skylar Nemetz	You (inaudible) do whatever you gotta do.
Detective Todd Jordan	What I'm saying is that giving up information now is your best opportunity, ah, to, i-i-it absolutely helps you. If we find stuff then in the physical evidence of the, in the house isn't quite matching your story exactly, as we keep seeing I get a text and stuff, it's not actually happening, my physical evidence, the way that you're indicating it. So, I want to make sure. . .
Skylar Nemetz	It's not. . .
Detective Todd Jordan	One hundred percent. . .
Skylar Nemetz	How it is. . .
Detective Todd Jordan	Yeah.
Skylar Nemetz	How I'm saying it?
Detective Todd Jordan	Yeah. And, one hundred per... And, and that's, sometimes

	<p>that's explainable. However, I want, I want to give you every opportunity, every absolute opportunity, to tell us the truth. My partner and I want, want, we only want the truth. We're, we don't...He and I never accuse anybody. We're not talking bad about your wife. We're not talking bad about you. We just want to find out the truth. And sometimes what happens, Skylar, is that people do, they...The way they want...It doesn't matter if they do it intentionally or subconsciously, they always want to shine the light brightest on them, so it makes it look like, hey, it really wasn't my fault. Everybody does that. He does it. I do it. We all do it.</p> <p>..</p>
Skylar Nemetz	I feel like. . .
Detective Todd Jordan	In life, right? We do that. We all always shine the light brightest on ourselves, even when we admit some fault.
Skylar Nemetz	Um hmm.
Detective Todd Jordan	We havea...But the, the, fact is, is that if there was something going on, you found out something, and you were angry and this happened, now is the time to say it.
Skylar Nemetz	Um hmm.
Detective Todd Jordan	That's, that's, what I'm trying to get at. I want to make sure that you. . .
Skylar Nemetz	I understand.
Detective Todd Jordan	<p>You understand you need to talk to my partner and I right now. This is your opportunity where we can help figure this out. Get it all square. And then, you know, unfortunately, you, your wife's, ah, passed, and we want to make sure that we, we're here for her memory. Right? That's what our job is, is we want to make sure that everything is done right for her.</p>
Skylar Nemetz	Uhn. (Sigh.) Can I go to the bathroom first and then you

	can, can ask. . .
Detective Todd Jordan	Do you need to go to the restroom?
Skylar Nemetz	I've, I've, had to go since I was in the, in the, car.
Detective Todd Jordan	Yeah, but one, one, second. You got...Do you have your City phone?
Detective Rick Barnard	I do.
Detective Todd Jordan	I don't. Mine's in (inaudible). Can you take a photo? Can you stand up and we'll photograph you, there.
Skylar Nemetz	(Inaudible.)
Detective Todd Jordan	And I'm gonna. . .
Skylar Nemetz	(Inaudible.)
Detective Todd Jordan	Collect your clothes and hand you this, ah. . .
Detective Rick Barnard	Do you wanta, um. . .
Detective Todd Jordan	Just put him on the wall?
Detective Rick Barnard	(Inaudible.)
Skylar Nemetz	I'll. . .
Detective Todd Jordan	No, they're not. They're. . .
Skylar Nemetz	Or you can ask some more questions if. . .
Detective Todd Jordan	Yeah, yeah, yeah. I will. I just need to take these pictures real quick for you.
Skylar Nemetz	Okay.

Detective Todd Jordan	So just stand right here. Look at, look at, me and my buddy's going be the photographer. He's just going. . .
Detective Rick Barnard	I'm going, I'm gonna do like a three-sixty around you, okay? Or actually I think around (inaudible) since this room's so small, actually. Just step right here a little bit. Good. Okay. Have you back up. <i>(Silence.)</i> I want you to turn that way. <i>(Silence.)</i> Okay, face the wall behind us. <i>(Silence.)</i> Okay, turn the other way. <i>(Silence.)</i> I want you to just a. . .
Detective Todd Jordan	(Inaudible.)
Detective Rick Barnard	Okay, those are coming out.
Detective Todd Jordan	Face me, too, for a second.
Skylar Nemetz	Alright.
Detective Todd Jordan	I want you to hold both hands out like this. . .
Skylar Nemetz	That's because my (inaudible) band was, or. . .
Detective Rick Barnard	That's okay. Sorry. Ah. . .
Skylar Nemetz	I don't (inaudible).
Detective Rick Barnard	Can you put your hands a little bit closer together. Put your hands right there? Okay, then roll 'em. Can you put them a little bit closer together? There you go. Okay. I need to get a close up on your face. If you'll just turn sideways for me. Okay. And. . .
Skylar Nemetz	Is there any blood on my face?
Detective Rick Barnard	A little bit. Just need you to turn back towards me. Turn back towards me. There we go. <i>(Silence.)</i> Okay, and can you face the wall behind us? <i>(Silence.)</i> Okay. Just let me check real quick, make sure I got everything. <i>(Silence.)</i>

Detective Todd Jordan	Are you an armorer as well? Okay.
Skylar Nemetz	(Inaudible.)
Detective Todd Jordan	You (inaudible). Okay. Um. . . Ca. . .
Skylar Nemetz	'Cause why?
Detective Todd Jordan	Hmm? I was just wondering. . .
Skylar Nemetz	Hmm.
Detective Todd Jordan	Because you're, you're, pretty knowledgeable about guns. I'm, I'm, one of the firearms instructors here, so I, I got... When you're talking about guns I can tell that you (inaudible).
Skylar Nemetz	Can I show you something, or are you. . .
Detective Todd Jordan	Just hang on one second.
Skylar Nemetz	Yeah, sure.
Detective Todd Jordan	Yeah, um. . . Or, actually, I need you to do it on another sheet of, a page. (Inaudible.) <i>(Sound of paper tearing.)</i> (Inaudible.)
Skylar Nemetz	Well, I, in the, in the, um. . .
Detective Todd Jordan	Oh, ah, you want to show me on this? <i>(Sound of paper tearing.)</i>
Skylar Nemetz	Yeah, I'm going (inaudible).
Detective Todd Jordan	Okay.
Skylar Nemetz	When you walk in this bedroom that it happened in?

Detective Todd Jordan	Um hmm.
Skylar Nemetz	If you look inside those closet, there's, um, just some other stuff I have. I have like. . . 'Cause, like, one of my hobbies. . . And on top of it. . . there's this little like armoire with a TV.
Detective Todd Jordan	Um hmm.
Skylar Nemetz	I have like, ah, AR-15 parts, 'cause that's like one of my hobbies. I build AR-15s from scratch.
Detective Todd Jordan	Um hmm.
Skylar Nemetz	Um, and there's like probably enough in there to build a couple in there. And there's, um. . . There's. . . I have like TA-50 in there from work in there. And I have a . . .
Detective Todd Jordan	What's a TA-50?
Skylar Nemetz	It's just, like, you know, your pouches and. . .
Detective Todd Jordan	Um hmm.
Skylar Nemetz	Your duffle bags. Bags. Whatever they assign you from the military.
Detective Todd Jordan	Are you supposed to have it and you're a little nervous about that 'cause you weren't supposed to have it?
Skylar Nemetz	I don't. . . No, no, I, um, I'm supposed to have that. I'm supposed to have it inside my house. But, most of that is actually on my porch right now because I brought it. . .
Detective Todd Jordan	Yeah. We have officers standing by there. Don't worry about that.
Skylar Nemetz	(Inaudible) my ruck and all that?
Detective Todd Jordan	Yeah, yeah, yeah. Yeah, we'll square that away.

Detective Rick Barnard	Okay.
Skylar Nemetz	(Inaudible) Army (inaudible) . . .
Detective Rick Barnard	Okay. Real quick, since we're all (inaudible). So, you said you put against your. . .
Skylar Nemetz	Okay. So. . .
Detective Rick Barnard	I need. . . Can you demonstrate just how you, how you did it? We're you. . .
Skylar Nemetz	Right.
Detective Rick Barnard	Did you squat down or were you?
Skylar Nemetz	No, it was just like this.
Detective Rick Barnard	Okay.
Skylar Nemetz	Like if, if you were (sigh). . .
Detective Rick Barnard	So. . .
Detective Todd Jordan	So, Danielle was over here.
Skylar Nemetz	She's facing the computer.
Detective Todd Jordan	Uh huh.
Skylar Nemetz	I went like this. And I had the stock like this. And I went like that. Like my han-this hand was on the buffer tube, and this hand was on the forward barrel. And it was angled forward. And I was holding it, and I went like this, and I hit it on my thigh. And when I did that, I don't know what happened, but, like. . . I don't know if I. . . I don't know how the hell it happened, but with, and beforehand, the weapon, I had it on fire. When I hit it against that, it went off.

Detective Todd Jordan	Can you raise your pant leg up? Is there a? You hit it hard enough to? Just (inaudible). . .
Skylar Nemetz	No, I didn't. . .
Detective Todd Jordan	Did it mark?
Skylar Nemetz	I didn't hit. . .
Detective Todd Jordan	You don't have to pull 'em down, I mean, just raise it up, whatever.
Skylar Nemetz	I have some blood right there.
Detective Rick Barnard	Okay. . .
Detective Todd Jordan	Did you have shorts on or just have. . .
Detective Rick Barnard	<i>(Inaudible – talking simultaneously)</i> your underwear?
Detective Todd Jordan	<i>(Inaudible – talking simultaneously.)</i>
Skylar Nemetz	No, I had my shorts on.
Detective Rick Barnard	Can you hang on real quick for me, here. (Inaudible) draw (inaudible).
Detective Todd Jordan	(Inaudible) pant leg for a second. No, leave...Go ahead and leave your shorts (inaudible).
Skylar Nemetz	I don't know what that's from. What?
Detective Todd Jordan	Leave, leave, them however they normally are. You don't. . .No, I mean keep those, (inaudible). . .
	<i>(Inaudible – talking simultaneously.)</i>
Detective Todd Jordan	But, your underwear. You don't have to pull your underwear out (inaudible).

Skylar Nemetz	(Inaudible.)
Detective Rick Barnard	(Inaudible) right there.
Detective Todd Jordan	There you go. That's what I'm trying to say.
Detective Rick Barnard	Okay. Alright.
Detective Todd Jordan	I'm going. . . Stay right there for a second, bud. I'm, I'm going to get a paper sack real fast.
	<i>(Sound of door opening.)</i>
Detective Rick Barnard	(Inaudible) I think. You can pull your short up (inaudible).
	<i>(Sound of door closing.)</i>
Skylar Nemetz	Will I be able to see my wife (inaudible)?
Detective Rick Barnard	I, ah...No. Not right now (inaudible). So, there's a lot, there's a lot of things. Like I said, I know it's probably a rough night for you, but there's a lot of stuff going on right now. A lot of things that we gotta get through.
Skylar Nemetz	I'm sorry. I keep (inaudible).
Detective Rick Barnard	You don't have to apologize. This is my job. This is what I do, so. (Inaudible.)
Skylar Nemetz	I really do respect the police. I respect the government. I respect the Army. I don't know why this. . . This is, this isn't supposed to happen to me.
	<i>(Sound of door opening.)</i>
Detective Todd Jordan	Okay, so what we're going to do, um, Skylar, is I want you to put all your clothes in here. All of 'em. And I'm going to hand you the Tyvek suit.

	<i>(Sound of movement and rustling.)</i>
Detective Todd Jordan	Okay. So, I don't want the video to see y-your butt, so move over here and I'm going to stand in front of you. Go ahead. Take 'em.
	<i>(Sound of paper bag.)</i>
Detective Todd Jordan	(Inaudible) those.
	<i>(Sound of paper bag and rustling.)</i>
Detective Todd Jordan	Put that... You gotta put your legs in first.
Detective Rick Barnard	It's (inaudible) your legs in first, yeah.
	<i>(Sound of rustling.)</i>
Detective Todd Jordan	Alright, my, ah, my, my, another detective is going to take you so you can use the restroom out here. And my partner and I are going to be right back. Do you need something to drink?
Skylar Nemetz	Yeah.
Detective Todd Jordan	You want some water or something? A soda or something?
Skylar Nemetz	Just water.
Detective Todd Jordan	Okay.
	<i>(Sound of door opening.)</i>
	<i>(Hallway discussion; sound of door closing in the background)</i>
Detective Jim Lofland	Skylar, I'm Detective Lofland. We'll go down here and let you use the bathroom, okay.

	<i>(Squeaking sound.)</i>
Detective Todd Jordan	We'll be right back with you.
Skylar Nemetz	I want to get some water (inaudible).
	<i>(Sound of door closing followed by silence.)</i>
	<i>(Sound of door closing in the background.)</i>
	<i>(Long period of silence.)</i>
	<i>(Single click, followed by long period of silence.)</i>
	<i>(Sound of water flushing, followed by miscellaneous background noises.)</i>
	<i>(Voices talking and door closing in the background, followed by more silence and background noises.)</i>
	<i>(Sound of door opening.)</i>
Detective Jim Lofland	So, what you do is go right over there and have a seat in that chair.
Skylar Nemetz	Am I just being left in here?
Detective Jim Lofland	Huh?
Skylar Nemetz	Am I just being left in here?
Detective Jim Lofland	Just. If, if...For a moment...I'm...I'm (inaudible).
Skylar Nemetz	Okay.
	<i>(Sound of door closing.)</i>
Skylar Nemetz	<i>(Inaudible.)</i>

	<i>(Sound of movement.)</i>
Detective Jim Lofland	Alright. Stand fast, and both those detectives will be right back in here with you, okay?
	<i>(Sound of keypad entry and door closing.)</i>
Skylar Nemetz	<i>(Sighing and deep breaths.)</i>
	<i>(Silence.)</i>
	<i>End of first segment.</i>
	<i>Second segment starts.</i>
	<i>(Continued silence with intermittent rustling sounds and deep sighs Sound of door opening or closing in the background, long period of silence, background discussions, rustling, and then door opening.)</i>
Detective Todd Jordan	Hey can you keep the volume down out there just a little...
Unidentified	Yes, yes, yes.
Detective Todd Jordan	People (inaudible). Alright, ah, Skylar. There's a few things that, ah, that are... Oh, y-your water.
Detective Rick Barnard	I'll go get it.
Detective Todd Jordan	Yeah, would you mind?
Detective Rick Barnard	Want another glass of water? I'll be right back.
Detective Todd Jordan	Yeah, I forgot about the w-water. I was talking to some people that are...
Skylar Nemetz	That's fine (inaudible).

	<i>(Sound of keypad entry and door opening.)</i>
Detective Todd Jordan	We'll get it and . . .
Skylar Nemetz	That's fine.
Detective Todd Jordan	You don't need any?
Detective Rick Barnard	You don't need any?
Detective Todd Jordan	Oh...
Skylar Nemetz	I just wanta...
Detective Todd Jordan	I know, you just wanta (inaudible).
Detective Rick Barnard	Do you want a power through this?
Detective Todd Jordan	Okay.
Skylar Nemetz	I don't want to power through (inaudible).
	<i>(Sound of door closing.)</i>
Skylar Nemetz	I need somebody to talk to. I can't sit her by myself (inaudible).
Detective Todd Jordan	Well, we're right here, man. I'm only
Detective Rick Barnard	(Inaudible.)
	<i>(Sound of keypad entry and door.)</i>
Detective Rick Barnard	Thank you.
Unidentified	(Inaudible). Rick?
Detective Rick Barnard	Yo?
Unidentified	Real quick.

Detective Todd Jordan	Yeah. There you go, man.
Detective Rick Barnard	There you go.
Detective Todd Jordan	Alright.
	<i>(Sound of door closing.)</i>
Detective Todd Jordan	So, what we're going over some stuff, let you have a little break, um, to use the restroom and stuff, and, ah, we're kinda talking to some other detectives and things, trying to make sure we're figuring everything out. Um. There's a few things that, ah, ah, we'll have to clarify again and go through, okay? We want to make sure that, ah, we do this for your wife. Um.
Skylar Nemetz	Danielle.
Detective Todd Jordan	Yeah. I know. I know. I wish I'd had, ah, an opportunity to meet her so I could comfortable calling her by her first name, but, ah. You guys are just a couple years older than my kids, so, I, I, ah, feel for ya. I do. We want to make sure we figure out the right thing. Right?
Skylar Nemetz	Yeah.
Detective Todd Jordan	It's pretty important that, ah, we get all the information initially that we can. Um. So, we don't want to wrongly accuse anybody of anything or, or, miss something in, in, that aspect either.
Skylar Nemetz	We'll, I'm gonna get in trouble anyways no matter how I tell the story.
Detective Todd Jordan	Well...
Skylar Nemetz	Some people (inaudible).
Detective Todd Jordan	You know, if you watch TV you, I could see why you'd say that. But in real life, it's different. In TV they figure shit

	out in thirty minutes. If I worked through...Even if I worked through the commercials in thirty minutes, I can't figure it all out.
	<i>(Sound of door.)</i>
Detective Todd Jordan	It's going to take some time. We have to go through that.
	<i>(Sound of door.)</i>
Detective Todd Jordan	We have to figure out exactly where you were standing.
Unidentified	<i>(Sigh.)</i>
Detective Todd Jordan	Where the, um, the bullet struck your wife. Um. Why it did. All those things, you know. The computer is still intact, so, they'll be able to find that.
Skylar Nemetz	Go ahead. <i>(Inaudible.)</i>
Detective Todd Jordan	And go through that. And we'll go through the phones and stuff like that, and part of that search warrant. We'll, we'll look through phones and make sure that, you know. And I'm not accusing you of doing something wrong, but, but what I want to say is, is, that it's not all adding up to the, the, physical evidence right now.
Skylar Nemetz	What kind of <i>(inaudible)</i> .
Detective Todd Jordan	The trajectory...
Skylar Nemetz	What kind of story like this would add up? Who, who'd...
Detective Todd Jordan	Well, one...It's...
Skylar Nemetz	This happen to?
Detective Todd Jordan	S-ah, it...Well, it depends. If you're asking who does it happen to if somebody intentionally killed their wife, or does, by accident. It doesn't happen that often accidentally.

Skylar Nemetz	(Inaudible.)
Detective Todd Jordan	Doesn't mean that it's not. It just means that it hasn't happened that often. There's some, is some issues with the bullet entrance and bullet exit. And, ah. . .
Skylar Nemetz	Yeah.
Detective Todd Jordan	Where it's at and where you're saying, isn't quite lining, lining, up. You know? And I want to make sure that I'm understanding. . .
Skylar Nemetz	Where I was standing?
Detective Todd Jordan	Where you're standing where the trajectory of the round... You understand trajectory of rounds.
Skylar Nemetz	Yeah.
Detective Todd Jordan	You're a gun guy.
Skylar Nemetz	Yeah.
Detective Todd Jordan	You know that, right?
Skylar Nemetz	Yeah.
Detective Todd Jordan	So, some of those things just don't quite add up, Skylar.
Skylar Nemetz	Can you explain...
Detective Rick Barnard	Well, which way does it, was your barrel? Do you remember? Was the barrel tilted up?
Skylar Nemetz	It was up.
Detective Rick Barnard	Was it tilted...

Skylar Nemetz	The weapon was...
Detective Rick Barnard	Down?
Skylar Nemetz	The weapon was level...
Detective Rick Barnard	Was it level?
Skylar Nemetz	With the ground.
Detective Rick Barnard	It was level. . .
Skylar Nemetz	As far. . .
Detective Rick Barnard	With the ground.
Skylar Nemetz	As far as I can remember, the weapon was level to the ground.
Detective Rick Barnard	So, you...The weapon was level to the ground. So, how tall are you?
Skylar Nemetz	Ah, about five-seven.
Detective Rick Barnard	About five-seven.
Skylar Nemetz	Yeah.
Detective Rick Barnard	And so...
Skylar Nemetz	When I hit...
Detective Rick Barnard	That...
Skylar Nemetz	When I took that thing and I'd hit it right here, and. . .
Detective Rick Barnard	So, it was here or is it like near your thigh?
Skylar Nemetz	I don't remember. This is why I aged. . . I need like time to

	like just relax and. . .
Detective Rick Barnard	Okay.
Skylar Nemetz	Jesh (sigh.) This is a lot is a lot for me to handle.
Detective Rick Barnard	Sure. Sure. We'll we have, but we gotta, we gotta figure this out.
Skylar Nemetz	Yeah, um. . .
Detective Rick Barnard	And so...
Skylar Nemetz	The weapon...
Detective Rick Barnard	So, whichw, which way...
Skylar Nemetz	I don't remember it...
Detective Rick Barnard	Do you think the muzzle...
Skylar Nemetz	I...
Detective Rick Barnard	Was?
Skylar Nemetz	I thought it was on my thigh.
Detective Rick Barnard	Um hmm.
Skylar Nemetz.	Okay. It was some...I member...I member how it went off. I hit it on myself.
Detective Rick Barnard	Um hmm.
Skylar Nemetz	I think...
Detective Rick Barnard	Was your finger on the trigger?

Skylar Nemetz	No. Ah...I can't remember if it was or not. I don't think it was. (Sigh.)
Detective Todd Jordan	You don't think it was 'cause you don't want it to be? Or because of the fact...
Skylar Nemetz	Probably because...Probably because I want it to be, but. . .
Detective Todd Jordan	(Inaudible.)
Skylar Nemetz	It might have been.
Detective Rick Barnard	Yeah.
Skylar Nemetz	It might have been even though I don't want it to be. Pe...I, I, fucked up. (Sigh.)
Detective Rick Barnard	Okay.
Detective Todd Jordan	Are you a good soldier?
Skylar Nemetz	I'm a (inaudible). I try to be as good as...I want to be a NCO. I want to lead soldiers. I want to get...You can ask anybody I work with. I'm a good...I'm a good quality guy. We work...I'm not the guy that's going to sham my work. I'm going to bust my ass, if I have to like that. I'm not going to leave all my buddies behind and go do detail by myself. I'm goo...I try to be a good soldier. At least as I think so, I try to be. I try to be nice to everybody I work with, too.
Detective Todd Jordan	You, ah...You've been nothing but polite to me, man, and I appreciate that.
Skylar Nemetz	Um hmm.
Detective Todd Jordan	And, I hope that we're, we're sh-showing you the same respect.
Skylar Nemetz	Yeah.

Detective Todd Jordan	But you're quality, ah, professional, soldier?
Skylar Nemetz	As far as I can tell myself.
Detective Rick Barnard	Yeah.
Detective Todd Jordan	And how long have you been in the Army?
Skylar Nemetz	I joined November seventh, two-thousand-and-twelve.
Detective Todd Jordan	And, ah, so... Oh...
Skylar Nemetz	(Inaudible.)
Detective Todd Jordan	December?
Skylar Nemetz	That was my first day.
Detective Todd Jordan	Yeah.
Skylar Nemetz	My first of the U.S. military was November seventh, two-thousand-twelve. Yeah.
Detective Todd Jordan	And, what rank are you?
Skylar Nemetz	I'm a E-4 Specialist.
Detective Todd Jordan	E-4. And, ah, are you testing for your E-5 soon?
Skylar Nemetz	I was hoping to. I become eligible (sigh) in, um... Yeah... In about like the middle of January of two-thousand-fifteen I become eligible (inaudible) my E-5. But I've been studying for the last three months already.
Detective Rick Barnard	Yeah.
Skylar Nemetz	Yeah.

Detective Todd Jordan	Is that something you want to be? You want to be a professional soldier?
Skylar Nemetz	Yes. I want to be in the military the rest of my life. I got nothing else going. That's what I like. I just like it. It's too...It's too easy. It's too easy of a job for me to just...To me, it just comes too easy.
Detective Todd Jordan	Um hmm.
Skylar Nemetz	And, it's fun.
Detective Todd Jordan	Was it an easy life for your wife?
Skylar Nemetz	Yeah. She...I...That's what I was getting at earlier is that first...When we first moved to Washington, I think, because of her, it was her first kinda time being away from family and just with me, it was a little hard. So, I, ah, took her to, ah, Seattle.
Detective Todd Jordan	Yeah. It's a...
Skylar Nemetz	And kinda just...
Detective Todd Jordan	Yeah.
Skylar Nemetz	You gotta get used to kinda just Washington. And drove around a little bit. But, after that, I mean...The last like year, we've been just really good. Like really good. And...
Detective Todd Jordan	She wanted you to make the Army a, ah, career?
Skylar Nemetz	Yeah. I told...I, I, would tell her, but, hey, you know...I mean...I'm going re-up, you know. Maybe we can go somewhere different. Maybe we can go...And we, we, talked, and I really wanted to go to Italy. . .
	<i>(Sound of cell phone.)</i>
Skylar Nemetz	'Cause I wanted to go Airborne.

	<i>(Sound of door in the background.)</i>
Detective Todd Jordan	Um hmm.
Skylar Nemetz	Or I wanted to go....And I want to go to Ranger school, too. And...
Detective Todd Jordan	Do you want to be a Ranger?
Skylar Nemetz	I, ah, wanted to go to Ranger school.
Detective Todd Jordan	Is that what you wanted? Don't want to go...I mean, you may go, I mean...
Skylar Nemetz	Yeah, I (inaudible).
Detective Todd Jordan	So, that's what you want? You want to be a Ranger?
Skylar Nemetz	That's something I want to do. I want to go to Ranger school. And, you know, I told her that and she was very supportive of that fact. You know, I told her I...Well, sometimes the schools can be from ten days to, you know, three months. And she, she's fine with that. And I'm fine with that too. I trust her. She trusts me. I love her very much. I know she'll be there when I get back.
Detective Todd Jordan	So, um...And you're sure that's the life that she wanted?
	<i>(Sound of door closing in the background.)</i>
Skylar Nemetz	As far...Eh-The way she told me...And she used to...When I w...Whenever I'd leave, she text me. And, actually, if you look, if one of those people look through my phone, that text will still be there, the one she sent me to the other day, is, ah, three text messages about just how much she loves me, how much she supports me. She'd do anything for me. And, I really, now...I was really busy when sent me that...I think it was later at night...I remember I was really busy, and I couldn't, I couldn't say much, so, I, I said, oh, I love

	<p>you, you know. Thank you. And, um...But I kept thinking about it and I was just like, oh, she, you know...This, this girl is (sigh)...I love her so much. She, she's more supportive of the fact...And when I first joined the military, my parents weren't very supportive of that. You know, just parents in general, I guess. I don't know if...Just not very supportive. And, you know, I, I had...I've been with her for a while. And she was very supportive of it and she still was, she wanted to stay with me, and we'd been talking about, you know, just staying together for a while and we ended up getting married and...you know and then she had this trouble moving over there. And then, once she got used to it, we've just really, really (inaudible).</p>
Detective Rick Jordan	What's her family going to say about your guys' marriage?
Skylar Nemetz	<p>Um... Well, her family's really not...Um. Her mom died when she was about two years old from a disease. I can't remember what disease it was. But, I think it might have been cancer or it was something...It was a weird s...I can't remember what it's called. Her mom died when she was very young.</p>
Detective Rick Barnard	Okay.
Skylar Nemetz	But so she didn't really. . .
Detective Rick Barnard	So... Who-who-who in her family, she has...
Skylar Nemetz	So, and her. . .
Detective Rick Barnard	Contact with?
Skylar Nemetz	And her dad wasn't around her entire life, so she...Kinda end up raised by her step-dad, Michael.
Detective Rick Barnard	Um hmm.
Skylar Nemetz	<p>And, her grandma, his dad, or his mom, I mean. Um. Anyways, and her grandma that she grew up with, she died</p>

	when she was like maybe fourteen because I remember seeing it in the newspaper and it was family friend, 'cause I was friends with her cousins.
Detective Rick Barnard	Um hmm.
Skylar Nemetz	And, um (sigh). But she has a sister, McKayla, that (inaudible). She has a sister, McKayla. And she's. . .
Detective Rick Barnard	Okay.
Skylar Nemetz	Seventeen or eighteen.
Detective Rick Barnard	She have contact with her?
Skylar Nemetz	Do I have contact with her?
Detective Rick Barnard	No, does she? Does...
Skylar Nemetz	Danielle?
Detective Rick Barnard	Yeah.
Skylar Nemetz	Yeah, they, they, stay in contact. Her and McKayla didn't get very along because McKayla. . .
Detective Todd Jordan	Well, so would she know... Would McKayla know if, ah, Danielle was having an affair?
Skylar Nemetz	I don't think so. But she doesn't... Ah... She doesn't know that, like Danielle has another sister named Ashley.
Detective Todd Jordan	Um hmm.
Skylar Nemetz	And she just got married about two and a-half, three months ago. And she went on a honeymoon to Hawaii, and she...
Detective Todd Jordan	They talk?

Skylar Nemetz	Yeah, they talk all the time. She actually talked to her today when I got home and she actually was, ah, doing the FaceTime, or
Detective Todd Jordan	Mm hmm.
Skylar Nemetz	Whatever it is. And she came into the room when I was lying on the couch. Danielle did. And she was all excited 'cause I was home. And she was FaceTiming Ashley, her sister, and I was like, oh, they're on FaceTiming. I'm, I'm really tired. I just about passed out on the couch. And this was right at (inaudible).
Detective Todd Jordan	So, on that computer... There's a couple things that, um, I want to ask you again about that, um, computer. And, um, this. . .
Skylar Nemetz	(Inaudible.)
Detective Todd Jordan	FaceTime.
Skylar Nemetz	Desk (inaudible).
Detective Todd Jordan	Desk top. W-ah, if there's a laptop, desktop. Uh, whatever tab, whatever you're doing. . .
Skylar Nemetz	Um hmm.
Detective Todd Jordan	On the phones. Was there ever a time when that you found a message, or you believe that she was ever having an affair on you, that... This is super important because, ah, I'm, just... We're out there talking to some other detectives and stuff. The trajectory of that round doesn't make, match up from the entrance to the exit wound doesn't add up to what you told us. Okay? So I...
Skylar Nemetz	What's it saying?
Detective Todd Jordan	Want to make sure... What it says is that it doesn't add up to

	what you told us. So, what I want you to do is make sure you're telling me the right thing.
Skylar Nemetz	Mm hmm.
Detective Todd Jordan	If you saw that she... You're a gun dude, man. You got...
Skylar Nemetz	(Inaudible.)
Detective Todd Jordan	Gun parts there. You can build...
Skylar Nemetz	Okay. I can't...
Detective Todd Jordan	An AR...
Skylar Nemetz	Here... When I... When that round went off, I thought it was on my thigh. It... I think it might have even been on my breast or my shoulder, I don't know. I remember that round went off. I don't... I know... It wa... Uhgg. When you give me...
Detective Todd Jordan	Well, I...
Skylar Nemetz	That look, it makes me...
Detective Todd Jordan	But you're...
Skylar Nemetz	Angry at myself.
Detective Rick Barnard	W-we... We just... We gotta sit there and we gotta make sure. So, we've gone through a couple of different thing. It was on your thigh, it was in your chest. Now, it might have been on your shoulder. Your finger wasn't on the trigger.
Skylar Nemetz	Yeah.
Detective Rick Barnard	And you, and you and I both know guns don't go off unless your fingers where?

Skylar Nemetz	No. I've told... Yes, I... Yes, sir.
Detective Rick Barnard	Correct, right?
Skylar Nemetz	Yes, sir.
Detective Rick Barnard	It's, it's got a, something's gotta pull that trigger to make that gun go off, right?
Skylar Nemetz	No. I know that... I mean, I've heard of. . .
Detective Rick Barnard	Yeah.
Skylar Nemetz	I've heard of. . .
Detective Rick Barnard	Well. . .
Skylar Nemetz	M-4s going off in the, if you hit the stock pretty hard.
Detective Rick Barnard	If you hit the stock pretty hard?
Skylar Nemetz	I've heard of them going off, yeah.
Detective Rick Barnard	But, it'd have to be something harder than a thigh. It'd have to be. . .
Skylar Nemetz	Or a shoulder.
Detective Rick Barnard	Hard ground, concrete, right? It wouldn't just go off from being slammed into your shoulder, right?
Skylar Nemetz	I don't know. I mean...
Detective Rick Barnard	So, th...
Skylar Nemetz	(Inaudible.)
Detective Rick Barnard	Take it... Just think (inaudible).

Skylar Nemetz	I told you about the alcoholic...
Detective Rick Barnard	Think...Just...
Skylar Nemetz	Drink. The Fire...
Detective Rick Barnard	Just...Please just listen to me for a second...
Skylar Nemetz	Okay.
Detective Rick Barnard	Okay? I want you to focus on this 'cause when I start talking about something, you want to change the subject, okay. So, I want you to think about something.
Skylar Nemetz	Um hmm.
Detective Rick Barnard	And think really hard. Was the gun on your shoulder, and was your finger in the trigger well? Did you pull it up here, and you're going like this? You were...
Skylar Nemetz	I was not aiming down the sights. I know for a fact...
Detective Rick Barnard	I'm, I'm not saying you're aiming it. You know how you hold a gun like this...
Skylar Nemetz	Yeah.
Detective Rick Barnard	At low-ready, right?
Skylar Nemetz	Yeah.
Detective Rick Barnard	Rack the round out, right?
Skylar Nemetz	Yeah.
Detective Rick Barnard	So, I mean...Could that have been how you were doing it? Can you remember? Or, were you doing it down here? Or down here?

Skylar Nemetz	I think it was on my shoulder.
Detective Rick Barnard	It was on your shoulder?
Skylar Nemetz	Yeah.
Detective Rick Barnard	Okay.
Skylar Nemetz	But, I know the magazine was not in the weapon.
Detective Rick Barnard	The magazine wasn't in the weapon.
Detective Todd Jordan	But there was a fucking bullet in the chamber. That's obvious.
Skylar Nemetz	(Inaudible). You have to. . .
Detective Todd Jordan	And so this is the. . .
Skylar Nemetz	You have to attack me with this (inaudible).
Detective Todd Jordan	No, I'm not attacking you. . .
Skylar Nemetz	(Inaudible) it.
Detective Todd Jordan	Man. I understand that, son, and I'm trying to figure out why. And, so far, your story's changing a little bit. And, it...And I'm concerned about that because if you're pissed on off, it you're just really mad. . .
Skylar Nemetz	(Inaudible.)
Detective Todd Jordan	And you pointed the gun and you pulled a trigger out of, ah, ah, just a, ah, fit of, of, passion or, or, rage, that's one thing.
Detective Todd Jordan	One guy that had a fucking, ah, split second of a stupid mistake or a anger, versus a guy that's a calculated murder. And I want to figure out which one of those you are.
Skylar Nemetz	(Inaudible) but I'm not a murderer.

Detective Todd Jordan	Okay. So this is the, the, facts of life, son. Is that, Skylar, your wife is gone and, and, I know that. . .
Skylar Nemetz	I understand.
Detective Todd Jordan	That's a bad thing. Now, what I want to try and figure out is if you intentionally shot her in the back of the head or if you...
Skylar Nemetz	(Coughing.)
Detective Todd Jordan	Or if it was an accident, or if you were just really pissed off and you were saying, dammit and you had the gun right there. . .
Skylar Nemetz	(Inaudible.)
Detective Todd Jordan	And your five feet away, and you pull the trigger and then you go, oh, fuck, now what did I do.
Skylar Nemetz	Um hmm.
Detective Todd Jordan	And I want to figure out what happened.
Skylar Nemetz	The weapon, I'm almost posi...Okay...I think (sigh) it was on my, on my, the middle of my chest or my shoulder. It was up high, okay. My fi-my hand, it might have...I don't remember if it was...That's the thing I do not...I thinking, Okay...It was...It most likely it was on the fucking, it was on the fucking trigger 'cause that fucker went off. Okay. But, I'm telling you...I...There was no anger towards my wife at all. There was no anger. I was...
Detective Todd Jordan	We're you playing with the gun. . .
Detective Rick Barnard	(Inaudible.)
Detective Todd Jordan	And you (inaudible)...

Skylar Nemetz	(Inaudible) I was...No.
Detective Todd Jordan	You pulled the, the, magazine out and you go click 'cause you thought it was gonna go click and it went BANG (simultaneous slamming sound). Is that the difference? Is that what we're talking about?
Skylar Nemetz	Yeah. Yeah. It went off. And I...
Detective Todd Jordan	I know it went off, but did you intentionally pull the trigger and it went off because you were fucking with the gun, playing with it, and you stuck it to the back of her head and you pulled the trigger.
Skylar Nemetz	(Crying.) I didn't. . .
Detective Todd Jordan	You didn't know. . .
Skylar Nemetz	Stick it in the back of her head.
Detective Todd Jordan	Okay. So, tell me what happened.
Skylar Nemetz	There were...I was holding the weapon. I took the magazine out, okay? I was...For some reason...Okay. I took the fucking magazine out. I put the weapon on fire, and I pulled the trigger. Okay. 'Cause I thought the weapon was clear already because in just...In (inaudible) my mind, I thought was weapon was clear because I'd never chambered it and I never thought she touched it. And there, the magazine wasn't in the mag well. So, I do-even think why in the fuck would there a mag-a round in the fucking maga, or in the fucking chamber. So, whatever. I took...The round that...I had the rifle. I pulled the fucking trigger when it was on fire and it went off. And it struck my, my, wife in the back of the head. And it killed my wife.
Detective Todd Jordan	It did. You're exactly right, Skylar.
Detective Rick Barnard	Why?

Skylar Nemetz	W-why what?
Detective Rick Barnard	Why did, why did you have it pointed at her head and pulled that trigger?
Skylar Nemetz	I don't...
Detective Rick Barnard	What's the number one. . .
Skylar Nemetz	I wasn't. . .
Detective Rick Barnard	Firearms rule? All firearms are always loaded, right?
Skylar Nemetz	I know, and.
Detective Rick Barnard	So, wha-what was your thought process? For having a gun pointed at her head and pulling the trigger?
Skylar Nemetz	Ya...I...Ha...I (sigh)...Okay. The weapon...Can I stand up, maybe and show you?
Detective Rick Barnard	Sure. Absolutely.
Detective Todd Jordan	Go ahead and stand up.
Skylar Nemetz	Okay.
	<i>(Clearing throat.)</i>
Skylar Nemetz	So, I had...The weapon is on the bed. I grabbed it.
Detective Todd Jordan	I need you to stand a little bit over there.
Skylar Nemetz	Okay.
Detective Todd Jordan	That way (inaudible).
Skylar Nemetz	Okay. I'm sorry.
Detective Todd Jordan	There you go.

Skylar Nemetz	The bed was right here. I grabbed the weapon. I picked up the weapon and I went like this. I took the magazine out. I put it on the bed. I put it on fire, and I pulled the trigger. And it went off. And I...It was on my shoulder. It was on my shoulder. It was on my breast. It was up high. It was right up here. I don't know why I thought it was on my thigh, but, that was just (inaudible)...
Detective Todd Jordan	You didn't think it was on your thigh. You thought if the story sounded better, Skylar. I'm not a fucking. . .
Skylar Nemetz	Uahh.
Detective Todd Jordan	Stupid guy.
Skylar Nemetz	Okay.
Detective Todd Jordan	And, and I don't want to be treated like I'm stupid. I got a little southern accent so people, right off the bat, say you're a stupid mother fucker. Let me tell. . .
Skylar Nemetz	I (inaudible).
Detective Todd Jordan	You this, Skylar. Sit your ass down. This is my fucking house. You put a gun to your shoulder and you pulled the trigger with the gun aimed at the back of your wife's head and you killed her. She's dead. That's a tragedy. That's a fucking tragedy. My, my biggest concern right now is this is a tragedy (inaudible) by accident or did you intentionally shoot your wife. And that's what we're going to find out. And I'm gonna tell you if I find a fucking letter or anything in there that indicates that she was having an affair, it don't look fucking good.
Skylar Nemetz	Rog.
Detective Todd Jordan	Then you tell me, be a professional soldier and (slamming sound) tell me right now what the fuck happened. I'm tired of bullshitting with you.

Skylar Nemetz	I (inaudible).
Detective Todd Jordan	I've been treating you with respect. I want to treat you with respect. I want to treat your wife with respect. She deserves that. She earned that. And you are going to provide that. With me?
Skylar Nemetz	Roger.
Detective Todd Jordan	Tell me what happened.
Skylar Nemetz	I don't think she was having an affair at all. There's noth... That mind... That thought was on my mind. Okay? The weapon was on the bed. Took the magazine out of the weapon, eh, the birdcage. (Inaudible.)
Detective Todd Jordan	Was it in the birdcage or was it in a; in a, um...
Skylar Nemetz	It was in the...
Detective Todd Jordan	Mag well?
Skylar Nemetz	It was in the birdcage. Okay.
	(Slamming sound.)
Skylar Nemetz	And there was other magazines near the weapon, but it wasn't on the weapon. There was one magazine in the birdcage. Took the magazine out of the birdcage. I put the weapon on fire, and I held it like this. I fired the weapon.
Detective Todd Jordan	Or aimed it at your wife's head?
Skylar Nemetz	Yeah.
Detective Todd Jordan	Why would you orient that weapon to your wife's head?
Skylar Nemetz	I don't (sobbing)... I really don't know. (Sigh.) I really

	don't know. I don't know.
Detective Todd Jordan	Why would you go outside, and I have a, a, ah, sw-written statement saying that you went outside and you told your neighbor that she was cleaning a hunting rifle and, and...
Skylar Nemetz	I didn't say she was cleaning anything. W-who...
Detective Todd Jordan	Two, two statements. Your neighbor. She, they said it on the, on the scene and they came down here in a room similar to this...
Unidentified	(Sigh.)
Detective Todd Jordan	And said the same thing. A-you... Were you trying to cover up from a fuck up.
Skylar Nemetz	Nnno. I...I was (sigh)...She was not cleaning. She was on the...She was on her, ah, our, i-Mac, on, ah, Granit Recon, or, rrr, or whatever her, her fucking work that she works with, okay. She was not cleaning anything. I was not cleaning anything. I got up from the couch that I was watching the TV from. I went to the, I went to get the weapon. I was going to unload and put it in my safe. I took the magazine out of. Apparently, there was round in the chamber, and I did not charge that weapon ever since I b-brought that weapon out of the safe before on the twenty-seventh until now, I did not charge that weapon.
Detective Rick Barnard	Hmm. So, here's what's going on.
Detective Rick Barnard	Okay. Why was it pointed at her head? 'Cause you're a professional soldier. You know how a firearm...
Skylar Nemetz	(Inaudible) not professional...
Detective Rick Barnard	Works.
Skylar Nemetz	Enough.

Detective Rick Barnard	Well, listen. You know about firearms. They're always loaded, right? Never point it an object you're not willing to destroy, right?
Skylar Nemetz	Um hmm.
Detective Rick Barnard	Never put your finger on the trigger 'till you're ready to fire, right? So, you basically violated all of those things that have been imprinted in your head, right?
Skylar Nemetz	Yes, I did.
Detective Rick Barnard	So, why? Are you trying to...'Cause here's the deal: If we figure out that there is an ulterior motive, that goes to premeditation. Instead of just a fit a rage. An act of jealousy. Now we actually have planning and concealment.
Skylar Nemetz	Yeah, but there nothing planned. I don't...Ju...Ah, ah... What'd you want me to say right now, or what would (inaudible).
Detective Rick Barnard	I was...I want you...
Skylar Nemetz	(Inaudible.)
Detective Rick Barnard	To tell me the truth.
Skylar Nemetz	(Inaudible.)
Detective Rick Barnard	I, I, I just want to know you violated all the firearms safety rules when you're a firearms guy.
Skylar Nemetz	'Cause I'm a fucking idiot. I don't...I made...
Detective Rick Barnard	I mean, what did...
Skylar Nemetz	One of those one in ten million mistakes where I...
Detective Rick Barnard	(Clenching throat.)

Skylar Nemetz	Was a fucking idiot and I...I'm, I'm...
Detective Rick Barnard	So...
Skylar Nemetz	The worst mother fucker in Washington.
Detective Rick Barnard	We need. . .We're you joking around?
Skylar Nemetz	I didn't (inaudible).
Detective Rick Barnard	Was it... We're you having an argument?
Skylar Nemetz	There was no joke.
Detective Rick Barnard	So, wh...
Skylar Nemetz	No joking.
Detective Rick Barnard	What was, what was going on in your room that led you to point a loaded weapon, put it on fire, and pull the trigger?
Skylar Nemetz	It was just spur of...I literally dropped the mag immediately with my shoulder, put it on fire, and then, lah...I think it went off when I was pulling (inaudible).
Detective Rick Barnard	Were you trying to scare her?
Skylar Nemetz	No. no. I...
Detective Rick Barnard	We're you trying... We're you playing around?
Skylar Nemetz	I'd never do something like that. I would... You know...I wasn't trying to scare her. I was not trying to scare her. I think I was just moving a little bit too fast than I should have been moving. When I picked up that weapon.
Detective Rick Barnard	So then why all the other stories before we got to this one?

Skylar Nemetz	I, I think it might just'n...I was...(sigh). I don't know. I'm just fucked up because of what just happened. I'm a fucking losing it.
Detective Rick Barnard	Y-y-yeah, I get that. But, I...Hey, hey man, I fucked up. I put the gun on my shoulder. I (metallic sound) selected the fire. I pulled the trigger, and I don't know what I was thinking. Right off the bat. Right from the get go. And now, this big, elaborate thing. 'Cause that's when, what's concerning me is these other elaborate stories.
Detective Rick Barnard	I, ah, yeah. We're missing that point. Why was it pointed at her head?
Skylar Nemetz	I don't know. Ah, I think...I don't know why it was pointed at her head. I really don't. It was just how it...
Unidentified	(Clearing throat.)
Skylar Nemetz	I think I was moving too fast for my own good. Faster than I thought I could actually move when I was trying to clear that weapon myself. And.
Detective Todd Jordan	So, you take the gun, the magazine out of the gun. You said birdcage. You know. I'm not sure.
	(Sound of knocking.)
Skylar Nemetz	(Inaudible).
Detective Todd Jordan	It may...
	(Sound of keypad entry.)
Detective Todd Jordan	Have been in the mag well.
Skylar Nemetz	(Inaudible.)
Detective Todd Jordan	So, you charge, or...

	<i>(Squeaking sound.)</i>
Detective Todd Jordan	The weapon's charged. You say you don't, but you leave...
	<i>(Sound of door.)</i>
Detective Todd Jordan	It for self-defense, right?
Skylar Nemetz	Yeah. I, I...
Detective Todd Jordan	Okay. So, you leave a weapon r-w-r self-defense, but you don't if she can charge it 'cause she... Maybe she can...
Skylar Nemetz	I...
Detective Todd Jordan	Maybe she can't. Well, what fucking good... You might as well left her a baseball bat if you didn't charge the gun for self-defense. Because if she doesn't know how to do it, then the only thing she can do is hit somebody with it, right? So, did you charge the weapon before?
Skylar Nemetz	No.
Detective Todd Jordan	Oh, so you're telling me she charged the weapon. She took the magazine out. She put the magazine in a, in the, ah, birdcage, or there's a separate magazine somewhere throughout the house – which we will find – and that you're gonna tell me that's one missing a round.
Skylar Nemetz	We had no... We have... There's multiple magazines around the house 'cause I'll go shooting. I'll just leave 'em... I'll put 'em in a basket or I'll throw 'em under my bed, in the spare bedroom 'cause I got (inaudible)...
	<i>(Sound of door.)</i>
Skylar Nemetz	Stuff. Or, I'll put 'em on top of ammo box on top of the safe.
	<i>(Sound of door.)</i>

Skylar Nemetz	But, um...
	<i>(Sound of door closing.)</i>
Skylar Nemetz	I did not charge the weapon. That's why I'm so curious as to what the fuck it was going on.
Detective Todd Jordan	Every gun's fucking loaded, man. They, they ...
Skylar Nemetz	I didn't...
Detective Todd Jordan	Tell every...
Skylar Nemetz	I...
Detective Todd Jordan	You, you know how many grunts are in the fucking Army that they, they've got the lowest IQ and that's why they're grunts. Right? And they're...and they've got to be able to teach those guys that every gun's fucking loaded until you verify it's unloaded. You're a gun guy. You got gun parts. You can build an AR. Your, your own admission. I'm just assuming that you'd at least know how to clear a fucking gun. And then, it should be by this point in your military career, and the fact that you've been shooting ARs since you were eleven...Shot your first gun when you were four. Pretty good memory for an old fucker...But, all those things, you would think it would be ingrained in your fucking head that, to, the, clear that weapon. And why in the fuck did you point it at the back of your beautiful wife's head?
Detective Rick Barnard	And on that point, we have other people watching. And they said, sometimes 'cause we miss stuff...You said that you intentionally pointed at her head, and I missed that. In this room, and it's on video, saying that you intentionally pointed the, pointed the rifle at her head.
Skylar Nemetz	I didn't intentionally point it at her head. I...It was in the direction, and I wasn't paying attention to what direction...I know that I was behind her. I knew that she was sitting at the desk, okay. And I knew that you know, the rifle was pointed that direction. I just...I was not thinking straight

	and I just did it out of reaction, just quick, and I grabbed the rifle, cleared it, and, grabbed it, bam, went off. And I did not do it, intentionally aim it...
Detective Rick Barnard	We you trying (inaudible).
Skylar Nemetz	At her head.
Detective Todd Jordan	Let's stop, right there.
Skylar Nemetz	Okay.
Detective Todd Jordan	Bam, it went off. You shouldered the fucking gun. Put it to the back of your wife's head and pulled the fucking trigger.
Skylar Nemetz	(Crying) I didn't kill her
Detective Todd Jordan	And she died.
Skylar Nemetz	On purpose. (Crying) Why...
Detective Todd Jordan	Did you not? I don't know why you would? That's why I'm asking you. That's why we're sitting in this interview room. That's why we're talking. I'm trying to figure that out because you're wife deserves that respect. And if you tell me...
Skylar Nemetz	She does.
Detective Todd Jordan	That you love her that much, then you've gotta give her that respect.
Skylar Nemetz	(Inaudible.)
Detective Todd Jordan	You might have been in a fit of rage, where you pulled that trigger and you killed her...
Skylar Nemetz	(Inaudible.)

Detective Todd Jordan	Because you were pissed off, but she deserves to know... We deserve to know that answer for her memory.
Skylar Nemetz	Yeah.
Detective Todd Jordan	She deserves that.
Skylar Nemetz	Okay.
Detective Todd Jordan	So, tell me what the fuck you're pointing a gun at the back of your wife's head for. Tell me why. Don't give me no bullshit. Just man to man, nut up and tell me why.
Skylar Nemetz	I was not paying attention where I was pointing the weapon. And the weapon was pointing at the back of her head.
Detective Todd Jordan	You said a few minutes ago that you intentionally pointed it at the back of her head.
Skylar Nemetz	I did not intentionally point it at her. I intentionally had... In the spur of the mo... I intentionally had it in her vicinity, which (inaudible).
Detective Todd Jordan	No. It was absolutely pointed at her. The proof is on the living room, or in the office floor.
	(Silence.)
Detective Rick Barnard	That's the big hang-up we're having. Why? You're a gun guy. Why would you do this? Why would you cle...
Skylar Nemetz	I don't know.
Detective Rick Barnard	Clear clear a weapon like that?
Skylar Nemetz	I thought...
Detective Rick Barnard	It makes no sense. We're gun guys. We work around guns every day. And I have never yet cleared my rifle when it's pointed at the back of my head. I've never yet cleared

	any gun when it's pointed at my wife.
Skylar Nemetz	(Inaudible.)
Detective Rick Barnard	So, why?
	(Silence.)
Detective Rick Barnard	We get rage. We get passion. We get jealousy. That type of stuff, we understand. That type of stuff we see every day. And that type of stuff makes sense.
Skylar Nemetz	Mm hmm.
Detective Rick Barnard	And when you have an expert in something...
Skylar Nemetz	I wouldn't call myself an expert.
Detective Rick Barnard	Okay. Professional. With a weapon. And you make this one mistake and somebody ends up dead? It's just not making any sense. You see where I'm getting at?
Skylar Nemetz	(Inaudible), I see.
Detective Rick Barnard	And so, we're gonna go and we're gonna look in the computer and we're gonna look and see if she was contacting somebody. And we're gonna look and see if maybe you saw something that you, that made you mad. And then we're going to contact family members who she confides in, and tell us what kind of person you were.
Skylar Nemetz	Um hmm.
Detective Rick Barnard	Or, you can man up and tell us what happened.
Skylar Nemetz	Okay. As far as I know, she's never talked a man, another man besides me. And I am positive that...I've even asked her before, hey, is everything okay. I know I was gone for about a month, hey, and, you know, I actually, today, I asked her like how are your coworkers. They, they don't hit

	on you or anything. She's like, oh, no, no, no, no. No way. No way. You know, so I didn't... Why am I gonna doubt... Why am I gonna second guess her? And in the past, I never even thought about it. I've never had an idea that maybe she was... I never. I never thought she was. And I never think she does. And I still don't think she is.
Detective Rick Barnard	Okay.
Skylar Nemetz	I don't doubt my wife.
Detective Todd Jordan	But yet, you still asked.
Skylar Nemetz	I... No, I didn't. I asked... the way I asked probably sound like that because I, because she has new coworkers that she's working with. And I asked her if any of them were, maybe, I don't know how to put this, but, pushing towards her or maybe trying to hit on her or anything... I was just asking her...
Detective Todd Jordan	Well, how did you ask her?
Skylar Nemetz	I asked...
Detective Todd Jordan	(Inaudible) explaining it to me. Just try... How did you ask her? What was the words you used?
Skylar Nemetz	I asked her if her coworkers were polite and do they hit on you or anything. That's like exactly how I said it. Are your coworkers polite and how'd they, did they hit on you or anything. And that was it. And I was just asking how...
Detective Todd Jordan	And what she'd say?
Skylar Nemetz	She said, oh, no, no, no. They're all married, and she said I wouldn't. And they don't. And they're all... Well... Yeah. She's like, well they're all married and I'm all married and. (Sigh.) You know. (Pause.) That was to... Yeah, I asked her that earlier, but nothing... Yeah... I didn't even think. I was just like... Just came up 'cause I was wondering how her

	coworkers are, 'cause I'm, I'm, just curious. She's curious if, you know, my, people I work with are mean to me or...I just wanted to see she's being treated. So I asked her, you know, how are they. Do they hit on you? Or, are they nice to you.
Detective Todd Jordan	What would you have done if she'd said, yeah, one guy's hitting on me. He's calling me three or four times a day.
Skylar Nemetz	Well, I'd...I don't know. I've never run into that problem, so I wouldn't...
Detective Todd Jordan	Well, what would you say? What if she'd of said that today?
Skylar Nemetz	Umm.
Detective Todd Jordan	Would it have made you mad?
Skylar Nemetz	I would have been upset, but I'm not somebody...
Detective Todd Jordan	Upset enough to put a gun on her head and shoot her?
Skylar Nemetz	Noo. No. I...If that happened, I would not blame my wife for something like that. That...
Detective Todd Jordan	Well, what if she was calling him back?
Skylar Nemetz	I'd probably leave. I'd probably go to Post and I'd probably go stay in a room on Post. Because there's free rooms on Post that are in my sa-in my battalion and I know...And I've...
Detective Todd Jordan	Yeah, I'm, I'm familiar how the, places you can go. But, ah, that somebody that you love that you missed so terribly...
Skylar Nemetz	Yeah.
Detective Todd Jordan	And you're telling me that if she was calling some dude, you'd just say, oh, okay. I gotta leave.

Skylar Nemetz	No. I, I wouldn't just lea-up and leave and lea-like forever. I would...If ss...If that was...See...Okay. Let's say this was a serious situation, she was talking to somebody. I would, you know, like to know some details about it. If it (inaudible) or whatever.
Detective Todd Jordan	But what if she gave you some gory details to it. Maybe it was more than just talking to somebody. Would that make you so mad that you'd put a gun in the back of her head...
Skylar Nemetz	You make it seem. . .
Detective Todd Jordan	And shoot her?
Skylar Nemetz	She did this, and...
Detective Todd Jordan	I'm asking you.
Skylar Nemetz	She didn't do this.
Detective Rick Barnard	No. (Inaudible) we're just trying to figure this out...
Detective Todd Jordan	I'm asking.
Detective Rick Barnard	'Cause it doesn't make any sense.
Detective Todd Jordan	What you're telling me is, as a professional. . .
Detective Rick Barnard	(Clearing throat.)
Detective Todd Jordan	Soldier, does not make sense. That a gun accidentally went off. Five feet from the back of your wife's head, at a, at a, angle with, exactly with the floor that took us two hours to tell, for you to tell us that you shouldered the weapon and you pulled the fucking trigger.
Skylar Nemetz	Okay.
Detective Todd Jordan	So, I'm just trying to figure out your frame of mind. Why'd you do something like that. Somebody got as experienced

	that you have that, ah, at your own admission, why you would put a gun in the back of your wife's head and pull the fucking trigger. So, I'm trying to get to the bottom of his man. Skylar, I don't think you're a dumb guy, but I think you're sitting there thinking that fat fucker's a dumb ass and I'm getting...
Skylar Nemetz	(Inaudible) truth.
Detective Todd Jordan	Over on him.
Skylar Nemetz	You...I have no problem with you guys. I don't understand why you think I'd do. I don't...I really...
Detective Todd Jordan	.. all the way through up to the point where we had to talk to you for two-and-a-half hours to get you to realize that we're smarter than you think and you shouldered a weapon because the fucking trajectory of that fucking round didn't match up . about the eighth time you've done that. When your story...
Skylar Nemetz	(Inaudible) lying.
Detective Todd Jordan	About eight times, when your story doesn't make sense and you hear it for the second time, and we bring something up, you change the story. I'm trying to figure out why you put a gun in the back of your wife's head and pulled the trigger. Because I took an oath to do my job, like you took an oath to do your job. And I'm going to do the damned best job I can for your wife, because that's part of my oath. I'm a homicide detective.
Skylar Nemetz	Mmm.
Skylar Nemetz	Yeah.
Detective Todd Jordan	And you're sitting in this seat, not this seat.
Skylar Nemetz	I wasn't...

Detective Todd Jordan	So, this seat, you need to tell me why it happened so I can explain that because your wife, Danielle, she deserves that.
Skylar Nemetz	I was...What I said earlier, you, I mean...I don't know if wrote it down. I said I was not looking down the sights. I was not looking down the bore of the weapon. I was looking. . .
Detective Rick Barnard	Stop.
Skylar Nemetz	At the weapon.
Detective Rick Barnard	Stop.
Skylar Nemetz	When that happened.
Skylar Nemetz	I'm just adding...
Detective Rick Barnard	Just, just stop. Stop.
Skylar Nemetz	Details as I remember them.
Detective Rick Barnard	Stop. Stop. Stop. When you realize it's not working, you change your story.
Skylar Nemetz	(Inaudible.)
Detective Rick Barnard	And then we've got all...We finally got out it was shouldered. You had your finger in the trigger, 'cause we know guns don't go off without your finger in the trigger. We've gotten all of that. We just haven't gotten to the why. And it...and I can tell...
Skylar Nemetz	I remember (inaudible).
Detective Rick Barnard	Just, just know. I'm sorry.
Skylar Nemetz	(Inaudible.)

Detective Rick Barnard	I mean...No.
Detective Todd Jordan	So, we can take it on.
Detective Rick Barnard	We can have (inaudible).
Detective Todd Jordan	We can take it off your shoulder.
Skylar Nemetz	(Inaudible.)
Detective Rick Barnard	Had it on your shoulder.
Skylar Nemetz	Yeah.
Detective Rick Barnard	And it's respect for her.
Skylar Nemetz	Yes. Okay. I don't...I mean...You guys can call me out again, go (inaudible). Earlier I said I was not looking at the sights.
Detective Rick Barnard	Okay.
Skylar Nemetz	I was not looking down the bore of the weapon. I was holding the weapon and it was, it was up, up here. It was up level with the ground. It was up high. Okay. I wasn't looking at the weapon. My finger was on the trigger. I put it to fire, and I pulled it because I thought it was empty. Okay. 'Cause there wa...I...It wasn't anything in there and I didn't chamber it. I knew I hadn't chambered it. Okay. So, I thought it would just go click but it didn't.
Detective Rick Barnard	So, (inaudible) again, we keep going there.
Skylar Nemetz	Okay.
Detective Rick Barnard	And, so it's like we keep running into a stalemate. We know that. How many times, when you're down range, when you're training, when you're on a range, have you ever put the weapon on fire to clear it to make sure it's clear and then pulled the trigger?

Skylar Nemetz	How many, like, if I'm at a range...
Detective Rick Barnard	If your range instructor's standing right there next to you and they tell you clear that weapon, are you gonna click it on fire, drop the mag, and pull the...
Skylar Nemetz	(Inaudible).
Detective Rick Barnard	Trigger.
Skylar Nemetz	And drop the, I'm the drop the mag, make sure it's on safe, charged, handle, lock bolt's to rear, and then I'm gonna turn it on its side so you can see that my chamber's...
Detective Rick Barnard	So the instructor can...
Skylar Nemetz	(Inaudible).
Detective Rick Barnard	Come by and see that. Alright?
Skylar Nemetz	Yeah.
Detective Rick Barnard	So, and how many thousands of times have you done that?
Skylar Nemetz	Too many to count.
Detective Rick Barnard	Too many to count. Okay. So, that's what we get.
Skylar Nemetz	Um hmm.
Detective Rick Barnard	Now, we have you shouldering it. Putting it on fire. And pulling the trigger when it's in close proximity to your wife's head.
Detective Todd Jordan	Oriented in her direction and you, and you know, as a firearms guy, and we're firearms guys...
Detective Rick Barnard	Um hmm.
Detective Todd Jordan	That you oriented the weapon down there. It's, it's gonna go

	where it's oriented. It's not...Like, you don't have to look down the fucking sights to line it up. You can orient a weapon from the, even from like a hip, orient a weapon and still hit the target. You can throw it up and look at a target without ever seeing the top of the sights and hit the target. Right? You know that. I know that. It's no secret.
Detective Rick Barnard	So, why did you do that?
Skylar Nemetz	I really... Why I did that, I... When I came into the room, when I grabbed the weapon, I thought I was just gonna immediately just... I was gonna do it real quick and then just put it in the safe and go back out in the living room. While she was working. And it was just one of those things, like... I don't know, today I was just moving really fast 'cause I was mov... I'd been up since four-thirty. I was clearing weapons all... I cleared weapons earlier today. I cleared four. . .
Detective Todd Jordan	Any of those weapons you cleared earlier today, those four weapons, those four, the two that were yours and the two that were your buddy's that he didn't clear 'em correctly. Did you pull the trigger on any of those, once you fucking, ah... Did you put it on fire?
Skylar Nemetz	Well, I cleared them...
Detective Todd Jordan	Take the...
Skylar Nemetz	Them, and...
Detective Todd Jordan	Mags out.
Skylar Nemetz	I did a functions check after I cleared them.
Detective Todd Jordan	Right.
Skylar Nemetz	That was the one time I pulled the trigger.
Detective Todd Jordan	But...

Skylar Nemetz	Probably.
Detective Rick Barnard	And (inaudible).
Detective Todd Jordan	Prior to your functions check...
Skylar Nemetz	What?
Detective Todd Jordan	Prior to your functions check...
Skylar Nemetz	Um hmm.
Detective Todd Jordan	Did you orient your weapon towards any person and pull the fucking trigger after removing the magazine?
Skylar Nemetz	No.
Detective Rick Barnard	And, when you did your function check, which way did you have your muzzle pointed?
Skylar Nemetz	Just kinda like at the wall or at like down on the, I think, like...
Detective Rick Barnard	Um hmm.
Skylar Nemetz	Like that.
Detective Rick Barnard	In a safe direction, right?
Skylar Nemetz	Yeah. Just (inaudible).
Detective Rick Barnard	Why do, why do we, why do we do that?
Skylar Nemetz	In case it does go off.
Detective Rick Barnard	In case it does go boom.
Skylar Nemetz	Yeah.

Detective Rick Barnard	Okay.
Skylar Nemetz	I don't know...I...
Detective Rick Barnard	There's another thing. After the neighbor heard the gun shot go off...
Skylar Nemetz	Okay.
Detective Rick Barnard	They heard the toilet flush twice from your apartment. What were you flushing?
Skylar Nemetz	The, um, the alcohol I had. That she got me that Fireball. And I was sh...and I was just...It was a really wo...I don't know. I don't know why, I was really worried. It happened. And, I...
Detective Rick Barnard	Whywereyou flushing it down (inaudible).
Skylar Nemetz	What?
Detective Rick Barnard	Why were you flushing the alcohol?
Skylar Nemetz	'Cause I'm not...I'm not twenty-one. And I was just really scared...
Detective Todd Jordan	Your wife was dead with a bullet in the back of her head and you're worried about getting a misdemeanor ticket?
Skylar Nemetz	Yeah, I don't know. I was just really wor (sigh). I was really worried.
Detective Rick Barnard	So, another thing...That kinda brings up another point. When you, when you first started talking about it, the gun going off. Talked about all this other stuff. How long did it actually take for you to run over there?
Skylar Nemetz	What do you mean?
Detective Rick Barnard	Did you try to...

Skylar Nemetz	When I...
Detective Rick Barnard	Did you try first aid?
Skylar Nemetz	When I hit it?
Detective Rick Barnard	Did you try CPR on her?
Skylar Nemetz	I saw it go off.
Detective Rick Barnard	You said you went over there and held her...
Skylar Nemetz	Um hmm.
Detective Rick Barnard	But...
Skylar Nemetz	That was after I...Okay. It went off. And I sa-I, I...It... My...It...My ears were ringing and I didn't even hear...I didn't like think of that, just that my ears are ringing. I looked up and I'd saw what happened and I turned...And I just...W-w-white...Just...I didn't...What the fuck just happened. I turned around. I went in my bedroom and I saw the weapon and I just threw it into the fucking closet. Okay. And those, the magazines? I, when they're on the bed, I remember I just hit 'em off the bed. I just fucking kicked 'em. I remember was just (sigh). So...
Detective Rick Barnard	And then you flushed the Fireball.
Skylar Nemetz	Yeah. No. That was...Well, Yeah...Well, that...I went int...I saw...I was just so fucking fright...I didn't even want to touch my wife 'cause I was so fucking scared. I was scared.
Detective Rick Barnard	She's hurt.
Skylar Nemetz	I know. I...When I...Okay. Well, I went up to her, I didn't touch her though. I really don't...
Detective Rick Barnard	She's hurt, man.

Skylar Nemetz	I...
Detective Rick Barnard	I think it was the first thing I would've done. I wouldn't have done anything else.
Skylar Nemetz	I went...Okay...It went off. I threw the fucki-rifle in there. I went in there and I looked at her. And I...She wasn't moving and her head was like on the right side, like that, but she was still facing the computer. And, I wish...I didn't know the f-f-uck to do and the...For some reason, some part of me just said, oh my god, there's alcohol in my system (inaudible). And then...I don't know why that hit me, but...And I, I, as you said and it, and why am I worried about a little mis...I don't know why, but I just did it. I...
Detective Todd Jordan	Not only that...
Skylar Nemetz	Um hmm.
Detective Todd Jordan	But you, ah, ah, first thing you want to do is hide the magazines. You knock 'em off the floor, on the floor, ah, kick 'em under the bed. So you're altering the crime scene.
Skylar Nemetz	(Inaudible.)
Detective Todd Jordan	You're altering the fucking scene.
Skylar Nemetz	I don't really...
Detective Rick Barnard	This tells me somebody acted out of rage and out of anger.
Skylar Nemetz	(Sigh.)
Detective Rick Barnard	You acted out of rage and out of anger. You shot your wife in the back of the head. And then, after you did it, you realized what you did and realized, oh my god, this is permanent. How stupid was I to do this. Now what am I going to do to cover this up. What can I come up with. That's what this tells me.

Skylar Nemetz	It was not a rage. It was not in anger. I wasn't angry at my wife.
Detective Rick Barnard	It wasn't an accident.
Skylar Nemetz	(Inaudible.)
Detective Rick Barnard	It wasn't an accident.
Skylar Nemetz	It, it wa...
Detective Todd Jordan	You intentionally...
Skylar Nemetz	Me, me, me...
Detective Todd Jordan	Pulled the fucking trigger, okay.
Skylar Nemetz	Me firing the weapon, or me pulling the trigger, me pulling the trigger was not an accident. Okay. B-me-the fuc-the, you know, I did not know there was a round in there. Her getting hit with that round? That was not...It was an accident and I was not mad. I was not angry. And...
Detective Rick Barnard	This was not an accident. You're right. It was not an accident. You did this intentionally. 'Cause if this was an accident...If you had accidentally shot your wife, you would have dropped the weapon right there. Went over there and starting rending CPA...
Detective Todd Jordan	CPR.
Detective Rick Barnard	Or first aid because you felt horrible. This was an act of rage. You were mad for some reason and you shot her.
Skylar Nemetz	(Crying) I was not mad at my wife. I...
Detective Todd Jordan	And then you went and, and...
Detective Rick Barnard	And then you went and tried to hide everything.

Detective Todd Jordan	To include fucking alcohol and kicked magazines under the bed, throw the gun in the closet like it didn't fucking happen. Oh, shit.
Skylar Nemetz	Nnn.
Detective Todd Jordan	(Snapping sound.) All gone. (Slapping sound) Hands clean. Skylar.
Skylar Nemetz	Yes. .
Skylar Nemetz	I did not kill her.
Detective Todd Jordan	You did kill her.
	(Pounding sound.)
Skylar Nemetz	I didn't kill her. I was <i>(three pounding sounds)</i> not angry at her. <i>(Pounding sound.)</i> I was not mad. I did not intentionally mean to murder my wife. I love my wife with a huge passion, okay. We are young. We have not been together that long, and I understand that. And everybody does not fucking like that. They don't like seeing a young couple be like that, okay. But I do love my wife. I've never had a problem with her that was major. I've never wanted to hurt her in any way. I've never put my hand on her, okay. And I <i>(pounding sound)</i> never want to do that ever. And today, <i>(pounding sound)</i> , especially, I did not, nothing, wanted to happen to her, okay. I made love to her <i>(pounding sound)</i> when I got home. And she wanted to relax and I said, and I wanted to relax too. I'll watch a movie, and she was on her working, okay. One thing led to another. I'm fucking not even thinking straight, clearing a weapon, and it goes off and it strikes my wife (inaudible).
Detective Todd Jordan	No. You pulled the trigger. It didn't just go off. Skylar, you pulled the trigger.
Skylar Nemetz	I pulled the trigger (inaudible).
Detective Todd Jordan	Oriented at your wife.

Skylar Nemetz	I under...I understand that, but... (sigh).
Detective Rick Barnard	That's the part we don't understand.
	<i>(Slapping sound.)</i>
Detective Rick Barnard	That's the one piece that you're making any sense of.
Skylar Nemetz	I do not understand it myself. I don't understand why I took that weapon. I don't understand why I needed to put that fucker on sa-or on fire and just fire right there and have it up in my fucking chest when I was firing it. I don't know why the fuck I did that. I'm a fuckin idiot for doing that. I know fucking that. And that's fucked. I know that, ah, when I, un...I... Yeah. I know I'm a fucking idiot for doing that. And I don't know what I was thinking...I wasn't thinking fucking straight. But I did not intentionally mean to shoot my wife. Okay. The direction of the weapon was towards her, but I did not mean intentionally for that to hit her. I don't...I don't know if you're trying to accuse me of killing. I, I understand <i>(slapping sound)</i> I killed my wife.
Detective Todd Jordan	Well, you killed her.
Skylar Nemetz	I killed my fucking wife, okay. I killed my wife.
Detective Todd Jordan	W-you're not going to get in an argument here. I'm just trying to figure out why. That's what our job is. My partner and I are trying to figure out why you killed your wife. We already know you killed her. And we can't fix that, but what we can do is get to the bottom of why. So she can rest in peace.
Skylar Nemetz	'Cause she deserves that.
Detective Todd Jordan	She does.
Detective Rick Barnard	Um hum

Detective Todd Jordan	You're right, Skylar. You're right. She deserves that.
Skylar Nemetz	Um hmm.
Detective Todd Jordan	And you, and y-you deserve to give her that.
Detective Rick Barnard	(Inaudible.)
Skylar Nemetz	It's everything I can give her.
Detective Rick Barnard	And people are going to want to know that answer to why. Not just us. Her family.
Detective Todd Jordan	Your family.
Detective Rick Barnard	Her sisters. Your family.
	(Pause.)
Skylar Nemetz	Yeah.
Detective Rick Barnard	They're gonna want to know why Skylar would do this. Or do they know already?
Skylar Nemetz	Nn. I brought up...My wife has met my entire fam...I think, is as far as anybody I can meet that's worth meeting. They all love her. And she loves them. And I'm happy for that. And you can call my grandparents, my father's side, and call my grandma on my mother's side, and call...
Detective Rick Barnard	And yes, we can.
Skylar Nemetz	(Inaudible.)
Detective Rick Barnard	You...
Skylar Nemetz	(Inaudible.)
Detective Todd Jordan	We're, we're not doubting your love for your wife. But what you're not getting the grip, of the grasp of, is that...

Skylar Nemetz	If there was something wrong that I would...
Detective Todd Jordan	If you...
Skylar Nemetz	Do something.
Detective Todd Jordan	If you did something like this. If you did it because you were pissed off and you did it, you need to say it now ...
Skylar Nemetz	Yeah.
Detective Todd Jordan	Because I'm not sure what the prosecutor's...
Skylar Nemetz	(Inaudible.)
Detective Todd Jordan	Going to do at this point, right now. Because this whole, huge gap, right here, it's not looking really fucking good. So I'm trying to figure that out so...
Detective Rick Barnard	Um hmm.
Detective Todd Jordan	I can present the best case to our boss. He can...My partner and I can sit down, we can present this to our boss, and...
Skylar Nemetz	Yeah.
Detective Todd Jordan	And our boss can dictate where it goes from there ifa...How we do...What we do next. And, and the whole thing is, Skylar, I gotta have as much information as possible. I can get (inaudible). Ah, and if we go in there right now and, ah, lay this out with that big fucking, gaping hole as why you did this...
Skylar Nemetz	Yeah.
Detective Todd Jordan	It doesn't look good for you. Especially the fact that you altered the scene. Y-you'd, you poured down, ah, liquor. down the sink. You kicked magazines underneath the bed. and you threw a gun in the closet. You flushed the toilet twice. Not once, so the-that means that the fucking bowl

	hadta fill back up with water before you could flush it the second time to get rid of that. Because...
Skylar Nemetz	Theres'...
Detective Todd Jordan	I think...
Skylar Nemetz	Just a lot of paper in the (inaudible).
Detective Todd Jordan	Whatever. But t-the, my point is, I think that you're so worried about being a professional shshol, ah, can't even say it now I'm so frustrated. Ah...
Skylar Nemetz	(Inaudible.)
Detective Todd Jordan	Army dude, that you don't, ah, um...that's what's on your mind. Not the fact that your wife's laying in the office.
Skylar Nemetz	That's where the blood came from.
Detective Todd Jordan	When you went back in there?
Skylar Nemetz	Right. I went back in there and I, um...Went back in there...
Detective Todd Jordan	But you didn't have...
Skylar Nemetz	Before...
Detective Todd Jordan	On you. You didn't have blood on you when you opened up the fucking door for your neighbor. You had no blood on you. And then...
Skylar Nemetz	It was on my hands.
Detective Todd Jordan	And then you went back in there and you, and then you had some on your shirt. Minimal. And, I hate to tell ya, I can't count how many, ah, m-homicides and suicides that I've been on where people have been shot in the head. What little bit of blood you got on your clothes, is minimal.

	Minimal. So, did you pick her up and you hug her? Or did you...
Skylar Nemetz	I tried...I went...
Detective Todd Jordan	Because if you did that, you'd have a lot blood on you, son.
Skylar Nemetz	No. I remember I went like this.
Detective Todd Jordan	Mmm.
Skylar Nemetz	She...I grabbed...Put my hand on the right side of her head. And I put it to my chest, and I wrapped my arm around her. And, I just guess there wasn't that much blood or what, but I put my right hand, my right hand over the right side of her head. I put it to my chest, and I started saying her name. And she...There was no reaction, you know, no movement, no nothing. And I immediately put her down and I couldn't be, I couldn't be in there anymore.
	<i>(Unidentifiable sound.)</i>
Skylar Nemetz	I saw the...'Cause I looked down...
Detective Todd Jordan	You couldn't drag me away. If it was my wife.
Detective Rick Barnard	You didn't give any CPR? Start breathing for her.
Detective Todd Jordan	Hold compression to her head...
Detective Rick Barnard	Just ran out of the room?
Detective Rick Barnard	To try and stop the bleeding?
Skylar Nemetz	<i>(Sigh.)</i>
Detective Rick Barnard	And they...You've gone to CPR, first aid training, right?
Skylar Nemetz	Mediocre ones.

Detective Rick Barnard	Mediocre ones. The combat level training, right? How to put a tourniquet on. How to help a fallen soldier who's been injured.
Skylar Nemetz	She was shot on the back of the head (inaudible).
Detective Todd Jordan	You couldn't put a, ah, tourniquet, I get that, right. But you left her. You ran out, and you hid the evidence. That don't make sense, man.
Skylar Nemetz	Yeah, it does. It makes sense. It doesn't.
Detective Rick Barnard	Well, fill in the blanks. It makes sense to you. You know.
Skylar Nemetz	I think, um, immediately, I must have just thought, oh my god, what the fuck just happened and I just thought of everything wrong that just happened with me and...
Detective Rick Barnard	Wrong. What do you mean...
Detective Todd Jordan	What'dya...
Detective Rick Barnard	Wrong?
Skylar Nemetz	Every, everything that I done wrong. Wh-one, obviously, the major one. Two, moved the weapon. Three, you know, I had alcohol in my kitchen, and then, I don't know what kicked into me, but I just like...
Detective Todd Jordan	You told...
Skylar Nemetz	I don't know why I felt like anything cu...but I. I wasn't trying to cover up the fact that I did what I did, but...
Detective Todd Jordan	You moved magazines from a fucking rifle. You threw a rifle in the...
Skylar Nemetz	The magazine was in the...
Detective Todd Jordan	(Inaudible.)

Skylar Nemetz	Rifle, though. All it...Okay...
Detective Todd Jordan	I'm just saying...
Skylar Nemetz	(Inaudible.)
Detective Todd Jordan	(Inaudible) I'm just telling what...
Skylar Nemetz	(Inaudible) initial area.
Detective Todd Jordan	Yeah. Absolutely.
Detective Rick Barnard	Mm hmm.
Detective Todd Jordan	And you flushed alcohol down the toilet, not once, twice. Two times.
Detective Rick Barnard	It seems to me like you were more concerned about cleaning the apartment and putting things away, than you were about your wife who just got shot in the back of the head.
Detective Todd Jordan	Or more concerned about your military career, than a nineteen year-old girl that had been shot in the back of the head, like my partner said.
Detective Rick Barnard	Seems like you had limited or minimal concern about her. It's more like, ah, damn, now what do I do.
Detective Todd Jordan	And in the beginning of our conversation, I didn't count after six, but you said what happened to me. Look what happened to me. Why did this happen to me. Well, Skylar, you're sitting right here. Your heart's pumping. Your brain's working. Your wife isn't. It happened to her. You did it, but it happened to her. Tell me why it happened to her, Skylar.
Skylar Nemetz	Because I'm a fuck-up.
Detective Todd Jordan	You fucked up, there's no two ways about it, but why did

	<p>you fuck up. Were you, were you pissed off. Was the rage just to the point that you just said this is it, I'm mad because you didn't do this or you did that, or, you're talking to that guy. Was it out of rage, man? That makes sense. Like my partner said, as the detective said, it makes sense. We understand rage. We absolutely do. Most of the time, you can understand homicide. But, when you leave a big fucking whole, I can't understand that.</p>
Skylar Nemetz	<p>I wasn't angry at her, and I wasn't for revenge in anyway. I wasn't, um, I wasn't looking...I wasn't intentionally looking to harm her in any way. I wasn't looking for revenge. I wasn't mad at her. I wasn't insane, whether she was talking to another man. None of that was in my head. The only time I ever...I, I didn't even think with her being with another man, I just thought, er, earlier in the day, when I asked her about her coworkers, I asked her if everybody was nice and if anybody hits on you or anything or are they all nice to you and appropriate. So, let's see...But that's, that's the farthest I got.</p>
Detective Rick Barnard	<p>You love her.</p>
Skylar Nemetz	<p>Yeah.</p>
Detective Rick Barnard	<p>Why point a gun at the back of her head, shoulder that weapon, and pull the trigger? This is a precious creature. This is your wife. This is the love of your life. And then you tell us, well, I loved her. I didn't...I wasn't mad at her. There's no other guy. You see where we're at? It doesn't...</p>
Skylar Nemetz	<p>I, I, I...</p>
Detective Rick Barnard	<p>Make sense.</p>
Skylar Nemetz	<p>Understand where I, I, you guys don't understand... Yeah. I understand why I look like a fucking (inaudible). (Sigh.) I understand.</p>
Detective Rick Barnard	<p>And we're going to find things out. This is just the</p>

	beginning. We're going to start digging. We're going to dig in the computers. We're gonna talk to neighbors.
Skylar Nemetz	Um hmm.
Detective Rick Barnard	And some neighbors have already said they've heard you arguing in the past. Not today, but in the past. They've heard arguing coming from your apartment. What were those arguments about?
Skylar Nemetz	I don't even remember a lot of stuff we (inaudible).
Detective Rick Barnard	When was your last argument about? What do you guys argue about?
Skylar Nemetz	(Sigh.)
Detective Rick Barnard	Is it usually money?
Skylar Nemetz	No, we usually don't argue about money.
Detective Rick Barnard	Bills? Infidelity?
Skylar Nemetz	We usually don't arg. . I don't think that we've ever really had a really big argument about financial.
	<i>(Inaudible discussion in the background.)</i>
Detective Todd Jordan	What is a E-4 make a month?
Skylar Nemetz	One-thousand-and-one-hundred-and-thirty-six dollars and ninety-eight cents every two weeks. And then I get my rent or my (inaudible) paid.
Detective Todd Jordan	From BAQ, I guess (inaudible).
	<i>(Sound of keypad entry and door opening.)</i>
Skylar Nemetz	<i>(Inaudible.)</i> A month, I'm giving. I'm given about one-thousand, a little over twelve-hundred dollars B.A.F. which is

	just for rent.
	<i>(Sound of door.)</i>
Skylar Nemetz	And I, that's set up as an allotment.
	<i>(Sound of door closing.)</i>
Skylar Nemetz	And I keep, I get to keep the rest of it, so I keep about a little less than three-hundred dollars of it, 'cause my rent's only about nine-twenty.
Detective Todd Jordan	All right.
Detective Rick Barnard	What's the, ah, (inaudible).
Detective Todd Jordan	So...
Detective Rick Barnard	(Inaudible.)
Detective Todd Jordan	I'm sorry, Rick.
Detective Rick Barnard	What's the combo to your safe? The combination to your safe?
Skylar Nemetz	Um, two, eight, four...
Detective Rick Barnard	Two.
Skylar Nemetz	Eight.
Detective Rick Barnard	Eight.
Skylar Nemetz	Four, six, three, seven, pound.
Detective Rick Barnard	Pound. So, it's a electronic...
Skylar Nemetz	Yeah.

Detective Rick Barnard	Keypad? Two, eight, four, six.
Skylar Nemetz	Yeah, you have to, you have to do it slow or else it will lock you out.
Detective Rick Barnard	Okay. So, two, eight, four, six.
Skylar Nemetz	Six.
Detective Rick Barnard	Three.
Skylar Nemetz	Three, seven.
Detective Rick Barnard	Seven, pound?
Skylar Nemetz	Yeah.
Detective Rick Barnard	Okay. (Inaudible.)
Detective Todd Jordan	Okay, with that in mind, with that little bit of money that you're making a thousand bucks a month, plus the three hundred...
	<i>(Sound of keypad and door.)</i>
Detective Todd Jordan	You get on top of the BAH?
Skylar Nemetz	Yeah, plus...
	<i>(Sound of door.)</i>
Skylar Nemetz	You know, I get my actual...
	<i>(Sound of door closing.)</i>
Skylar Nemetz	Base pay.
Detective Todd Jordan	Right. How do you afford fourteen guns? I'm a gun guy.

Skylar Nemetz	Yeah.
Detective Todd Jordan	I make a little bit more money than that. Ah, how...I can't afford fourteen guns just to have fourteen guns.
Skylar Nemetz	Over time, I go, and, um, one, two, four. I got (sigh)...My grandpa died and I got some of them as, um...
	<i>(Sound of door opening.)</i>
Detective Todd Jordan	Um hmm.
Skylar Nemetz	As, or handed down to me.
	<i>(Sound of door closing.)</i>
Detective Rick Barnard	Do you have your key for the safe, too?
Skylar Nemetz	There is no key.
Detective Rick Barnard	There is no key for it?
Skylar Nemetz	No.
Detective Rick Barnard	'Cause... You don't have a backup?
Skylar Nemetz	Nno.
Detective Rick Barnard	<i>(Inaudible.)</i>
Skylar Nemetz	It's got a code on there and there's a way to reset it with, with this like...
Detective Todd Jordan	There's a key. If you turn it, you can reset it, but don't program your own...
Detective Rick Barnard	Oh, okay.
Skylar Nemetz	Yeah, and it, yeah.

Detective Rick Barnard	Okay, but there's no like manual key?
Skylar Nemetz	If it's...
Detective Rick Barnard	So what if the power goes out you just...
Detective Todd Jordan	It's a battery operated.
Skylar Nemetz	You can, you just...
Detective Todd Jordan	You just change the batteries.
Skylar Nemetz	You just change the battery.
Detective Rick Barnard	Oh, okay.
Skylar Nemetz	And then you can change...
Detective Rick Barnard	Okay. Okay.
Skylar Nemetz	The key code. By opening the safe, you can change it like that when it's open.
Detective Rick Barnard	Oh, okay. Okay.
Skylar Nemetz	Um, but.
Detective Todd Jordan	So, with those six pistols that you have, you initially said some of those aren't yours. Are they soldier's (inaudible).
Skylar Nemetz	One of, one of them isn't mine. One of them a-b, ah, a friend that I have that works in the same, he's in the same platoon I have, he bought that a couple months ago legally.
Detective Todd Jordan	Legally or...
Skylar Nemetz	Le-legally.
Detective Todd Jordan	Oh.

Skylar Nemetz	All of these are legally. They're all legal handguns and I...
Detective Todd Jordan	But why are you, hiding that thing. Erh, you're twenty and twenty-years old you keep 'em off Post. Does everybody have a Post (inaudible). Do you have a list of your...
Skylar Nemetz	Only like two or three of my friends because...
Detective Todd Jordan	I'm not talking about friends. I'm talking about your command.
Skylar Nemetz	I'm sure...I think...
Detective Todd Jordan	When I was in the service...
Skylar Nemetz	I think like...
Detective Todd Jordan	You had to be, you had list all weapons owned.
Skylar Nemetz	Noo. No. You don't, um...I did two of 'em because I want, sometimes I want to go to a range they have on Post just to go shoot on the range. And it was a bolt action rifle and a semi-automatic like a scoped rifle for like...
Detective Todd Jordan	So, none of your pistols 'cause you can't have a pistol, or can you have a pistol?
Skylar Nemetz	No. I can. I'm allowed to have a pistol.
Detective Todd Jordan	Okay. (Inaudible.)
Skylar Nemetz	But, um, I just didn't do it because I don't really shoot my pistols that often anyways. Um. But, um. There's a .44 magnum that I got handed down.
Detective Todd Jordan	I'm more concerned with the .556 that went through your wife's head. Where did you...
Skylar Nemetz	That I bought legally.

Detective Todd Jordan	At?
Skylar Nemetz	I legally bought that from Tactical Tailor on Exit 124.
Detective Rick Barnard	Okay.
Detective Todd Jordan	From Tac Tailor or Surplus Ammo and Arms, the one behind it?
Skylar Nemetz	The one behind it.
Detective Todd Jordan	Yeah. (Inaudible.)
Skylar Nemetz	Ah, yeah (inaudible).
Detective Rick Barnard	So, do you remember when you bought that?
Skylar Nemetz	I bought that at, in beginning of December, end of November last year, because (sigh), Christmas is late December and her birthday's in early January, so usually, like in December, I'll just get her some stuff for then.
Detective Rick Barnard	So, was it a gift for her?
Skylar Nemetz	Yeah. I got it for her birthday.
Detective Rick Barnard	Umm.
Skylar Nemetz	Because she wanted a, she wanted a rifle to shoot targets with.
Detective Rick Barnard	Did you teach her how to, ah, use a weapon?
Skylar Nemetz	Yeah.
Detective Rick Barnard	How to secure it? How to make it safe?
Skylar Nemetz	Yeah, but she ... I didn't take her go... I only took her to

	shoot in maybe like three or four time.
Detective Rick Barnard	Yeah, maybe you took the time, show her (inaudible). How to clear it?
Skylar Nemetz	Yeah. And then... Well, one of my friends had seen (inaudible).
	<i>(Pause.)</i>
Detective Todd Jordan	Let's take a break.
Skylar Nemetz	Yeah.
Detective Rick Barnard	I could.
Detective Todd Jordan	Hang tight. We'll be right back.
Detective Rick Barnard	Need any...
Detective Todd Jordan	The tape's still on.
Detective Rick Barnard	Need anything besides water or anything like that?
Skylar Nemetz	Um mm.
	<i>(Sound of movement, keypad, and door opening.)</i>
Detective Rick Barnard	Like a candy bar or anything?
	<i>(Sound of door closing followed by silence. Sound of sighing, clicking, and rustling, followed by a long period of silence with intermittent sound of movement and sighing. Inaudible voices in the hallway, and a door opening or closing. Silence. Sound of door opening.)</i>
Detective Todd Jordan	Skylar. What's a... The recorder's still on. What's the, ah, um...
	<i>(Sound of door closing.)</i>

Detective Todd Jordan	Your wife's, ah, maiden name?
Skylar Nemetz	Her first...Her, um...Her maiden name is Tarrah, um, Danielle, Rippeon-Bolten.
Detective Todd Jordan	Okay.
Skylar Nemetz	Want me to spell it?
Detective Todd Jordan	No, no, no. I got it right here in front of me. Did, ah, um... There was a bill in the house for a, or, a receipt rather, for a dozen roses from Safeway that was dated yesterday.
Skylar Nemetz	Um, when I had picked her up, she said one of her coworkers, um, wife or whatever, was having a bad day or something, so she bought a dozen roses for her his wife, or his, her coworker's wife. That's just what she told me.
Detective Rick Barnard	She bought a dozen roses for a coworker...
Skylar Nemtez	Yeah.
Detective Rick Barnard	A coworker's wife?
Skylar Nemetz	Yeah.
Detective Rick Barnard	So she could (inaudible).
Skylar Nemetz	Apparently...I think they knew each other because she goes to the offer, apparently...
Detective Rick Barnard	So...
Skylar Nemetz	That what's she said.
Detective Rick Barnard	So, they were pretty close where they'd hang out? Maybe they'd come over to the apartment? She'd go over to their house? Is it, is that type of friendship?

Skylar Nemetz	I've never met 'em before. Um...
Detective Rick Barnard	But, have you, has she ever talked about it? Hey, you know, my coworker (inaudible).
Skylar Nemetz	No. I...
Detective Rick Barnard	What's the coworker's name? Did she mention the coworker's name?
Skylar Nemetz	No. Um. No.
Detective Rick Barnard	No. So she didn't say like (inaudible).
Skylar Nemetz	Not. When she got, when she got me the, um, the cinnamon alcohol, I asked her where she got it from, and she said, um, a coworker that she worked...
Detective Rick Barnard	Oh, he's...
Skylar Nemetz	A guy that's a coworker.
Detective Rick Barnard	He's my coworker and if his wife wasn't feeling good, and I'd bought her a dozen roses and I was telling you about it, I'd say, yeah, I gotta Todd's wife, who's a coworker of mine...
Skylar Nemetz	Yeah.
Detective Rick Barnard	I got Todd's wife a...
Skylar Nemetz	So...
Detective Rick Barnard	Dozen roses.
Skylar Nemetz	Yeah. That's it... Yeah.
Detective Rick Barnard	Okay. Did she mention his first name?

Skylar Nemetz	(Sigh.) No. I don't remember his first name.
Detective Rick Barnard	No?
Skylar Nemetz	No.
Detective Rick Barnard	Hmm.
Skylar Nemetz	I don't remember her saying. . .
Detective Rick Barnard	Would she say it?
Detective Todd Jordan	Ye...
Skylar Nemetz	Yeah. I know (inaudible).
Detective Todd Jordan	If, he...I know his wife. If, if she wasn't feeling good and I bought her roses... We've, we've known each other for ten years. Worked together a long time. Ah, more than ten years now. Um, I think he'd be mad at me. He'd be kinda...
Detective Rick Barnard	Ah, maybe.
Detective Todd Jordan	You know. If I didn't say...If I didn't go up and say, ah, Rick, I bought your wife, I know she's having a bad day, so I, I, sent her a dozen roses...
Skylar Nemetz	Um hmm.
Detective Todd Jordan	You know. He'd look at me like...
Skylar Nemetz	Mmm.
Detective Todd Jordan	What the fuck you sending my wife roses for?
Skylar Nemetz	Where'd she by the roses from? Safeway?
Detective Todd Jordan	Well, that's what the receipt says.

Skylar Nemetz	Yeah.
Detective Todd Jordan	Well, I'm not saying she bought 'em. I'm saying there's a receipt in the, ah, house for a dozen roses. But, you know what's not in the house?
Skylar Nemetz	What?
Detective Todd Jordan	Dozen roses.
Skylar Nemetz	Yeah. Well, I just...I couldn't...I mean, I didn't buy 'em and I just thought (inaudible).
Detective Todd Jordan	Well, I know you didn't buy.
Detective Rick Barnard	Who's Michael Bolton?
Skylar Nemetz	Michael Bolton's the guy she...He's the...he's the.
Detective Rick Barnard	So how does he sign the Safeway club card then?
Skylar Nemetz	I don't know. He...She just must of used the number or something. He died and....
Detective Todd Jordan	Is that the one that was not around much?
Detective Rick Barnard	When did he die?
Skylar Nemetz	No. Her...That's her actual...Her real dad was not around much and I don't remember his name. I haven't met him. She...
Detective Todd Jordan	But that was the step-dad?
Skylar Nemetz	Yeah.
Detective Rick Barnard	Was the step-dad?

Skylar Nemetz	Her step-dad and my, ah...He was, ah...
Detective Rick Barnard	How long ago did he pass away?
Skylar Nemetz	It was, um, (sigh). It was a week before Thanksgiving last year, so...
Detective Rick Barnard	Almost a year ago?
Skylar Nemetz	Yeah. It's almost a (inaudible).
Detective Rick Barnard	Eleven months ago?
Skylar Nemetz	Yeah. But, um... Yeah, so she...I asked her where she got the alcohol from and she said a coworker. And then, she said, um, I also got his, or like, his baby...She said they just had a baby and she's been stressed out lately and, yeah. She's been stressed out lately, so Danielle, my wife, thought it would be nice to buy her some roses.
Detective Todd Jordan	So, she's worked in this place for six weeks roughly. Mostly from home.
Skylar Nemetz	Um hmm.
Detective Todd Jordan	Goes to the office sometimes. A coworker, a male coworker, wife is ssstressed out. So, she sends her or brings her flowers?
Skylar Nemetz	Yeah, that's what I heard from her. That's what she told me.
Detective Rick Barnard	So, she's gotta be pretty ha, pretty intimate conversations with this guy to know that his, you know, about his, his personal life. 'Cause there's not a lot of people. Like, I'm not gonna share...
Skylar Nemetz	Um...
Detective Rick Barnard	My personal life with a lot of people, you know. But for a, for a woman and a guy to sit down and talk and find out that his wife's stressed out? I mean...

Skylar Nemetz	I mean, she's nice like that too like...
Detective Rick Barnard	Yeah, but I mean that's sharing some pretty intimate details, don't you think? I mean, would you sit down with a strange woman or, not necessarily a strange woman but another female...
Skylar Nemetz	I would not...
Detective Rick Barnard	Soldier?
Skylar Nemetz	Say those things to somebody else's wife.(inaudible).
Detective Rick Barnard	Would you sit, would you sit down with a female soldier and tell her all the problems that are going on in your marriage?
Skylar Nemetz	Uh mmm.
Detective Rick Barnard	No?
Skylar Nemetz	No. The person that I'd talk to about it is probably a Chaplain?
Detective Rick Barnard	A chaplain? Yeah. You think you were worried that maybe she was sitting down, talking to another guy, giving all the intimate details of your marriage and learning all the intimate details of his marriage?
Skylar Nemetz	Yeah, but at the time, I didn't really think that much of it. Um...
Detective Todd Jordan	Really?
Skylar Nemetz	Yeah.
Detective Todd Jordan	You're pretty smart, Skylar.

Skylar Nemetz	Yeah. No. I understand. I thought it was a little strange, but I didn't think much of it because that was...
Detective Todd Jordan	Strange enough to put a gun in the back of her head and pull the trigger?
Skylar Nemetz	No. No. She's nice like that. She...Like my friend's having...
Detective Rick Barnard	I mean, that's kinda like, ah, you know...If, if... Your wife's sharing intimate details with another man, that's kinda of a, a, trust issue, isn't it? I mean, that's kind of private stuff for husbands and wives, right?
Skylar Nemetz	I trust my wife (inaudible).
Detective Rick Barnard	Yeah? That doesn't, that doesn't bother you that she may have been doing that? And that he was sharing intimate details of his relationship with his wife to her?
Skylar Nemetz	And it never, to me, did I think that they were sharing intimate details.
Detective Rick Barnard	You don't think so? When you're out in the field with the guys and the guys are probably talking stories. I'm sure there's all kinds of horror stories about what wives do while guys are...
Skylar Nemetz	It's called a Jodi story.
Detective Rick Barnard	A Jodi story, yeah.
Detective Todd Jordan	Jodi story all over the place, man.
Detective Rick Barnard	Yeah. And the mind's a terrible thing. The mind just kind of takes over. Kind of becomes, creates its own monster, right?
Skylar Nemetz	Yeah. Okay, I understand where you're going with this, but I, I really think...I don't think she did.

Detective Rick Barnard	Okay.
Skylar Nemetz	I don't think she did.
Detective Rick Barnard	Well, I'm not saying she did either. I'm just trying to figure this out. And I'm just trying
Detective Todd Jordan	I think (inaudible)
Detective Rick Barnard	To figure out what's going on in your head at the time.
Detective Todd Jordan	I was okay with her not doing it. I was thinking, yeah, she probably didn't do that, but now, with the receipt for a dozen roses that aren't in the fucking house, and a coworker she gave them to her, to a coworker's wife. Um. I-I. Now, I'm having a hard time with that.
Detective Rick Barnard	It doesn't seem very believable.
Skylar Nemetz	Um...
Detective Todd Jordan	Yeah. I kinda sus...No...
Skylar Nemetz	(Inaudible.)
Detective Todd Jordan	On her part. Telling you, if that's what you're saying. My, but...Because I think you're smart. I don't think you're stupid.
Skylar Nemetz	Am I being gullible then, from her?
Detective Todd Jordan	I don't think it's gullible. I think you know what it is. I think you thought (inaudible).
Skylar Nemetz	I think (inaudible).
Detective Todd Jordan	I really think you're thinking the same thing I was. I'd believe fucking furious.

Skylar Nemetz	I literally didn't even remember fucking all that shit until you guys just brought it up to me.
Detective Rick Barnard	Um hmm.
Detective Todd Jordan	What? Just like you didn't remember that you had the gun on your fucking shoulder.
Skylar Nemetz	No.
Detective Rick Barnard	Or your finger on the trigger?
Skylar Nemetz	(Sigh.) She told me when I, when I picked her up...
Detective Todd Jordan	And you pulled the trigger.
Skylar Nemetz	(Pause.) I understand that. She...
Detective Todd Jordan	(Inaudible).
Skylar Nemetz	Yes. (Inaudible.)
Detective Todd Jordan	And your wife died.
Skylar Nemetz	Yeah.
Detective Todd Jordan	And, we find a receipt with your wife's Safeway card for a dozen roses for a guy's wife. Which doesn't seem too believable. Hey, not talking to the guy's ...
Skylar Nemetz	(Inaudible.)
Detective Todd Jordan	Wife yet, so there, there may be a, ah, opportunity to, to, figure that one out. But, ah...
Detective Rick Barnard	Maybe it's totally legit.
Detective Todd Jordan	Might be. Sure.
Skylar Nemetz	Yeah. (Inaudible.)

Detective Todd Jordan	Hey, but I'm a suspicious guy 'cause...
Skylar Nemetz	I'm trying to say...
Detective Todd Jordan	That's why I'm a detective.
Skylar Nemetz	Say maybe before we accuse me of being mad at her because of that subject, could we possible talk to that person's wife?
Detective Todd Jordan	No. I think that I can probably conclude that you would be pissed off and not gullible. I...
Skylar Nemetz	I...
Skylar Nemetz	Here's, here's...
Detective Todd Jordan	I can conclude that.
Skylar Nemetz	Here's the deal.
Detective Rick	Here...Hang on a minute. This is the woman you love. This is your wife.
Skylar Nemetz	(Sigh.)
Detective Rick Barnard	So, you're just coming back from being down range for three weeks.
Skylar Nemetz	Yeah.
Detective Rick Barnard	And you're hearing all the Jody stories, so your mind's kinda playing...
Skylar Nemetz	(Inaudible.)
Detective Rick Barnard	Hang on. Hang on. Your mind's playing tricks on you. Alright? And then you come back and there's maybe a few little things here and thinking that. Oh, man, this, maybe this

	is true. Maybe this is happening to me. Man, this can't happen to me. So, it's hurtful. Again, this is the woman you love. And if she's cheating on you, how hurtful... What a, what more of a hurtful thing can happen to a man?
Detective Todd Jordan	Especially your whole family loves her and they all now her and stuff. Now you got to go back and say, man, she's cheating on me?
Detective Rick Barnard	And now I'm... You're crushed. And then that's when the rage kicks in. The anger. And then, bam, the gun goes off. She's dead. How am I? But you're not going to run over and coddle her. You're going to start cleaning up the apartment. And while you're cleaning up the apartment, you're thinking, oh, man, what do I do now.
Detective Todd Jordan	And then...
Detective Rick Barnard	And then the...
	<i>(Knocking sound.)</i>
Detective Rick Barnard	Door knocks. Neighbor's at the door. Oh, I gotta come up with something. She's cleaning her, she's cleaning her rifle.
Detective Todd Jordan	She accidentally shot herself. She's cleaning her rifle.
Detective Rick Barnard	But, we already know if this is intentionally an accident, you would have been over there giving CPR. You'd have been holding her head. You...
Detective Todd Jordan	Compression or something.
Detective Rick Barnard	Would have been doing whatever to stop the bleeding.
Detective Todd Jordan	But you didn't do any of that.
Skylar Nemetz	I, I trust my wife. Even when she said that thing about the roses. I, I thought, oh, okay, you know, she's being nice. And that's what I was getting at. Like, when my buddies at work, you know, were like... They're always hanging out

	with us. We're having barbeques all the time. If it's their birthday, my wife makes them a cake.
Detective Rick Barnard	So how...
Skylar Nemetz	And that's...
Detective Rick Barnard	How long do you guys interact with other people? Do you guys have a lot...Are you guys very social?
Skylar Nemetz	Yeah.
Detective Rick Barnard	Do you guys...
Skylar Nemetz	We are very social. We have...
Detective Rick Barnard	Okay.
Skylar Nemetz	We have friends. We go to our friends' houses. We go out to dinner all the time. We...
Detective Rick Barnard	So how often do you have parties at your house or get-togethers, you know...
Skylar Nemetz	Probably once every two weeks. I'll usually have a...Well, we usually grill steak and make like jalapeno poppers.
Detective Rick Barnard	Um hmm. Okay.
Skylar Nemetz	We usually have like four or five guys and they usually bring like their wives 'cause some are married.
Detective Rick Barnard	Yeah.
Skylar Nemetz	Usually.
Detective Rick Barnard	Yeah.
Skylar Nemetz	Like the buddies I work with, and they've known 'em for a

	while.
Detective Rick Barnard	You don't... These, ah, these... Are these... What kind of parties are these? Are, is it just for wives hanging out and guys hanging out? Maybe drink some beer? Eat some steak? That type of thing?
Skylar Nemetz	Yeah. Usually. We usually. . .
Detective Rick Barnard	Yeah.
Skylar Nemetz	Have movies, 'cause I gotta Webber grill. We usually grill.
Detective Rick Barnard	Okay.
Skylar Nemetz	I u... Yeah.
Detective Rick Barnard	Do they get promiscuous, or, you know? I don't...
Skylar Nemetz	No.
Detective Rick Barnard	Know.
Skylar Nemetz	No. None of that.
Detective Rick Barnard	You know what I'm talking about?
Skylar Nemetz	Yeah, I do. I have friends like, um... Two of 'em have wives, one that... One of my buddy's, shying away, his girl... He has a wife and she's pregnant right now and then my, ah, buddy Anthony, he has a wife. Carrie and she...
Detective Todd Jordan	I got buddies that got wives, too, man.
Skylar Nemetz	And, well, they, they...
Detective Todd Jordan	But I didn't shoot my wife in the back of the fucking head. And I didn't... My wife didn't have a ra, ah, receipt for a dozen roses in there. And I didn't just come back from three weeks being down range with some Jody stuff or some

	people talking shit about their wives.
Skylar Nemetz	(Inaudible) there wasn't any Jody stories.
Detective Todd Jordan	Or, may not have been. But I'm still w-wondering what was going on. Come home and find a receipt and, like, oh, okay. Did she bring it up or did you find it and say what the fuck is this and that gets, spark an argument?
Skylar Nemetz	(Inaudible.)
Detective Todd Jordan	I also don't have...
Skylar Nemetz	Didn't see it.
Detective Todd Jordan	I also don't have neighbors next door that say up until last three weeks they've been arguing all the time. We hear them arguing all the time in there. Raising their voices all the fucking time. They're always arguing about something. So, I don't know why, up, for three weeks it's been great. But guess what? You been gone for three weeks.
Detective Rick Barnard	(Inaudible) three weeks. And then it doesn't matter is you found the receipt. You knew about the roses. And you didn't tell it to us.
Skylar Nemetz	I didn't need a receipt. I just...
Detective Rick Barnard	I know, but you knew, you knew about the roses. So, when I asked where you found the receipt...
Detective Todd Jordan	When did she bring it up?
Detective Rick Barnard	Found the receipt, you told us that.
Detective Todd Jordan	Did she tell ya. or did you find the ro-ah the receipt?
Skylar Nemetz	No. I, I told you how it came up. Remember, when I, she said, oh, I got you some alcohol. And I said, okay, thank you but how'd you get it. She said, oh, I got it from a

	coworker that I work with. And, she also said, oh, and I also...And like, and he said, oh, and her wife is having a baby right now and she's been having a lot of trouble staying, staying up, so I felt bad so I went and got her some roses (inaudible).
Detective Todd Jordan	So, some coworker buys a nineteen year-old girl sa-some-ah, a bottle of some cinnamon whiskey and she buys him roses because the whiskey's for you and the roses are for his wife.
	<i>End of the second segment.</i>
	<i>Start of the third segment.</i>
Skylar Nemetz	I don't know.
Detective Todd Jordan	That's what you said.
Detective Rick Barnard	You don't know?
Skylar Nemetz	Well, no. The roses...She told me the roses were for his wife.
Detective Todd Jordan	Um hmm. And you got the whiskey for her husband.
Skylar Nemetz	Yeah.
Detective Rick Barnard	So, do you think it's...
Detective Todd Jordan	Roses for...
Detective Rick Barnard	Do you think that...
Detective Todd Jordan	Whiskey.
Detective Rick Barnard	Is something that you'd buy for somebody's wife that's not (inaudible). If my partner's wife isn't feeling well, maybe I might get her like some carnations or nice flower bouquet, maybe some balloons on it. My wife, I'm gonna give roses.

	My girlfriend, I'm gonna give roses.
Detective Todd Jordan	Luckily for him, they're the same person.
Detective Rick Barnard	Right. But, you know what I mean?
Skylar Nemetz	Um hmm.
Detective Rick Barnard	So, did you think it, that makes sense to give roses to somebody's wife that's not feeling well?
Skylar Nemetz	I'm not trying to cover it up.
Detective Rick Barnard	That's what (inaudible).
Detective Todd Jordan	You didn't call 9-1-1. Your neighbor did.
Skylar Nemetz	I know. I to... When I went out, I was like, are you calling 9-1-1. She said yes, and I said okay.
Detective Todd Jordan	Umm.
Detective Rick Barnard	And you ran back inside and rendered...
Skylar Nemetz	That's when I ran back...
Detective Rick Barnard	Medical aid?
Skylar Nemetz	When I ran back inside, that's when I grabbed my wife.
Detective Rick Barnard	So, how long do you think from the time you shot and killed your wife to the time the knock was on the door? I mean, you had time to hide the rifle. You had time to knock the magazines down. You had time to flush the toilet twice. So...
Skylar Nemetz	Yeah. When I was flushing the toilet he knocked and I went and opened the door.

Detective Rick Barnard	How (inaudible).
Detective Todd Jordan	For the second time, though.
Detective Rick Barnard	How much time do you think that was?
Skylar Nemetz	I don't know 'cause I remember when I was doing that, I stopped at the door and I was... That's when I was looking at my wife.
Detective Rick Barnard	You see... Do you see what I'm getting at? None of this makes sense.
Skylar Nemetz	Well, I mean, I don't remember every single step that I took and everything I touched and, like...
Detective Todd Jordan	But you...
Detective Todd Barnard	Not everything...
Detective Todd Jordan	Didn't touch your wife once...
Detective Rick Barnard	(Inaudible) in general.
Detective Todd Jordan	'Cause you didn't have much blood on you.
Skylar Nemetz	I did touch my... Ah.
Detective Rick Barnard	None of this makes sense.
Skylar Nemetz	There was no blood on the left side of her.
Detective Rick Barnard	But, your, your cleaning up the apartment. You're not calling 911. You just shot your wife in the head. You're not rendering medical aid to her. You're not calling 911. You're cleaning up the apartment. You're hiding things in the crime scene.
Skylar Nemetz	Um hum.

Detective Rick Barnard	You see what I mean? That doesn't make senses.
Detective Todd Jordan	You go to the...
Detective Rick Barnard	If I had...
Detective Todd Jordan	To open the door...
Detective Rick Barnard	Accidentally hurt somebody, I'm gonna be doing everything in my will power to make sure they're okay.
Detective Todd Jordan	You go to the door with no blood on you. Then you run back in and you got four little swipes on your shirt and maybe a little bit on your hands. From a head wound...
Skylar Nemetz	That's (inaudible).
Detective Todd Jordan	With, with a .556, that moves about twenty-nine hundred feet per fucking second, and you're five feet behind there. Entered the back of her head and exited the front of her face. And you're telling me that there's not fucking, ah, that's all the blood you got on you?
Skylar Nemetz	Yeah. I guess (swiping sound)(inaudible) that's all the blood I got on me. I, when I came up to her, I was on the left side of her and I grabbed her and pulled her against me. But, I put my hand on the right side of her head, and then I grabbed...
Detective Rick Barnard	What side of the head was she shot on?
Skylar Nemetz	I think it was, it was the right side 'cause I remember feeling...
Detective Rick Barnard	The right side.
Skylar Nemetz	I think that's what this cut is from.
Detective Rick Barnard	How'd you cut your finger from putting it on her head?

Skylar Nemetz	I think...I don't know if you (inaudible).
Detective Todd Jordan	Bone fragments or something?
Skylar Nemetz	I think it was a bone fragment. (Pause.) Yeah.
Detective Rick Barnard	(Inaudible.)
Detective Todd Jordan	Take another picture.
	(Silence.)
Detective Rick Barnard	So, um...None of this is making sense. And we get the rage, the jealousy. You're gone for three weeks. You're were happy to see your cute, young, wife.
Skylar Nemetz	Um hmm. I was.
Detective Rick Barnard	And you find out that something may be not tr...Or you assume something may not be right, so you get in a rage. You make a stupid act. That makes sense to us.
Skylar Nemetz	That's not what happened, though. I wasn't ever in a rage and I wasn't angry (inaudible).
Detective Rick Barnard	Have you ever been in a rage at her? 'Cause the neighbors have heard you yelling.
Skylar Nemetz	We've gotten in arguments and things.
Detective Rick Barnard	What was it over?
Skylar Nemetz	I don't even remember.
Detective Rick Barnard	No?
Skylar Nemetz	..What we were having argued about?
Detective Todd Jordan	Yes.

Detective Rick Barnard	Yeah. What have you argued about?
Skylar Nemetz	I don't...Probably random shit. Probably.
Detective Rick Barnard	Like what?
Skylar Nemetz	You mean...
Detective Rick Barnard	Did she not pick her clothes up? Does she not pay bills on time?
Skylar Nemetz	Maybe...
Detective Rick Barnard	Does she spend too much...
Skylar Nemetz	I pay all the bills.
Detective Rick Barnard	Money?
Skylar Nemetz	It must have...Maybe it was because...
Detective Rick Barnard	Does she spend too much time on the computer?
Skylar Nemetz	I...
Detective Rick Barnard	What is it? What is it that makes you argue?
Skylar Nemetz	I never thought... We got in an argument before because she likes to sit on her phone all the time, or...
Detective Todd Jordan	So, you're jealous. She spent more time on her phone than with you? And you got mad and you started yelling at her?
Skylar Nemetz	Yeah. No.
Detective Todd Jordan	Right?
Detective Rick Barnard	'Cause (inaudible).

Skylar Nemetz	I mean, we've argued about that before, but I've never...
Detective Rick Barnard	Okay.
Skylar Nemetz	The only time I...
Detective Rick Barnard	So, what were you arguing about?
Skylar Nemetz	Really screamed...Like, I screamed at her before. And then one time...And that...Only one time can I remember actually yelled at her pretty loud and she yelled at me pretty loud.
Detective Rick Barnard	Um hmm.
Skylar Nemetz	And then she went and walked around the complex and I just went and sat on my porch. It was, I don't even remember what it was about.
Detective Rick Barnard	It happens. You guys are...
Skylar Nemetz	I think ...
Detective Rick Barnard	Young.
Skylar Nemetz	It is because she got in a fender bender in our old car that we used to have and we were arguing about it. And then, like...
Detective Todd Jordan	Why didn't you shoot her then?
Skylar Nemetz	I didn't...I don't want to harm...
	<i>(Sound of cell phone.)</i>
Skylar Nemetz	My wife.
Detective Rick Barnard	So, why'd you point a gun at her head today and pull the trigger?

Skylar Nemetz	I (inaudible).
Detective Rick Barnard	See. That's what I mean. It doesn't make sense. You tell me you don't want to harm your wife.
Skylar Nemetz	I don't want to harm her. I...
Detective Rick Barnard	You tell me...
Skylar Nemetz	Literally do not...
Detective Rick Barnard	You tell me...
Skylar Nemetz	Want to harm my wife.
Detective Rick Barnard	You tell me your wife is the most precious woman in the world...
Skylar Nemetz	I'd never...
Detective Rick Barnard	To you.
Skylar Nemetz	Hurt her.
Detective Rick Barnard	And you don't want to harm...But you shouldered a weapon. Put your, the, weapon on fire. Put your finger on the trigger, and pulled the weapon when it was pointed at the back of her head. So that tells me you wanted to harm her. You wanted to hurt her. And we want to know why.
Detective Todd Jordan	Was it the seventeen-thousand dollars in debt that you guys are in?
Skylar Nemetz	Because of my truck?
Detective Todd Jordan	You're seventeen-thousand dollars in debt. Ah, I mean, is that why you're mad at her? Was she spending money buying roses for somebody on an E-4's salary and you're seventeen-thousand dollars in debt?

Skylar Nemetz	I had...How am I seventeen-thousand dollars in debt? I have a car loan. That's all I know of. And I'm trying to fix my car that I wrecked a few months, like...
Detective Todd Jordan	That you wrecked or she wrecked?
Skylar Nemetz	Well, I wrecked it. I totaled it.
Detective Todd Jordan	Um hmm. So, you're seventeen-thousand dollars in debt. And...
Skylar Nemetz	For a car.
Detective Todd Jordan	That doesn't...
Skylar Nemetz	For a car loan, yeah.
Detective Todd Jordan	And, well, and for fixing this and bought...Did she buys roses for some dude. You don't get pissed about that? I'd be fucking furious if I was seventeen-thousand dollars in debt and my wife bought roses for some guy. (Pause.) Be furious, but I still wouldn't put a fucking .556 to the back of her head and blow her fucking face off. I wouldn't do that. I wouldn't do that. But, I'd be angry.
Skylar Nemetz	I didn't want to kill my wife.
Detective Rick Barnard	Then why did you?
Skylar Nemetz	Because I was ignorant and I was...
Detective Rick Barnard	.. don't believe you're an ignorant man at all. I think you're a very smart and intelligent young man.
Skylar Nemetz	I understand...I...Okay. I'm good with weapons. I've used weapons a lot, okay. I don't...This time, I just...
Detective Rick Barnard	That's just it. I don't think you'd violate those safety rules to the back of your wife's head if you really loved her.

Detective Todd Jordan	You might if you were pissed off. Seventeen-thousand dollars in debt. Another man. You know, the hou...Maybe she didn't do what she was supposed to do.
Skylar Nemetz	I don't know...any, of any other man. I'm telling you. I really don't. The only...
Detective Todd Jordan	Did you see video or something that she was doing something with somebody...
Skylar Nemetz	No.
Detective Todd Jordan	When she's looking on that...
Skylar Nemetz	No.
Detective Todd Jordan	Something too...She's too close to somebody?
Skylar Nemetz	No. Um. I wasn't even really angry at all actually. I wasn't even angry. I didn't even think to second guess, when she said she bought roses for her, um, coworker's wife. I didn't even second guess that.
Detective Todd Jordan	You're bills paid on time?
Skylar Nemetz	Yeah.
Detective Todd Jordan	Every one of them. Up to date?
Skylar Nemetz	Yeah, they should be, yeah.
Detective Todd Jordan	Should be? You pay all the bills...
Skylar Nemetz	The last three weeks...
Detective Todd Jordan	You should know.
Skylar Nemetz	The last three weeks. I let her pay the last ones, so they should have been paid. But, when I pay the bills, they're always paid on time. Usually, they ...

Detective Todd Jordan	Being a good soldier.
Skylar Nemetz	They're usually paid a few days early.
Detective Rick Barnard	Are you in good standing with your unit?
Skylar Nemetz	Yeah. I mean, the on... The on, the only thing that I've ever had bad happen to me is they got our... In that car wreck? And it was on Post, so technically, I, I had to get a ticket. So, that's the only negative thing that I've ever had happen to me in the military.
Detective Rick Barnard	Okay.
Skylar Nemetz	I've never had any...
Detective Rick Barnard	You never had any bad review or anything like that?
Skylar Nemetz	I've never had a bad... A negative counseling. I've never, actually. Nothing. I've never. Um, Yeah. That, that was the first thing that's really ever... That was my first ticket I've ever gotten too.
Detective Rick Barnard	See, that's what's troubling. So how does this squared-away soldier who's good at his job, good with weapons...
Detective Todd Jordan	Kill his wife?
Detective Rick Barnard	Make this mistake? And it's not... This isn't a little mistake.
Skylar Nemetz	I understand.
Detective Todd Jordan	It aint a ticket.
Detective Rick Barnard	This, this isn't doing something stupid. This is pointing a weapon at the...
Detective Todd Jordan	(Inaudible.)

Detective Rick Barnard	Back of her head. Putting it on fire and pulling the trigger. To me, that's intentional. (Pause.) That's not a mistake. You don't make those mistakes. You even told me that; that you don't make those mistakes. And you've cleared...
Skylar Nemetz	Until today.
Detective Rick Barnard	That type of a weapon...
Skylar Nemetz	But today...
Detective Rick Barnard	Thousands of times.
Skylar Nemetz	I made a mistake.
Detective Todd Jordan	I think today you got, ah, angry and you killed your wife and then you're, and then you tried to hide it and your trying to say...
Skylar Nemetz	Anger, anger was not a part of today. I...I-literally, all today.
Detective Rick Barnard	It's just...
Skylar Nemetz	The only part...
Detective Rick Barnard	You're just...
Skylar Nemetz	I recall she...
Detective Rick Barnard	Is cold and calculated when you did it?
Detective Todd Jordan	You, you...
Skylar Nemetz	Say that again.
Detective Rick Barnard	You just...It was just cold and calculated?
Detective Todd Jordan	You said, fuck this bitch and blew her brains out?

Skylar Nemetz	No.
Detective Todd Jordan	You hid weapon. You hid the magazines. You flushed fucking alcohol...
Detective Rick Barnard	You were trying to clean the...
Detective Todd Jordan	Down the toilet.
Detective Rick Barnard	Apartment up.
Detective Todd Jordan	You ch...
Detective Rick Barnard	When the neighbor (inaudible)...
Detective Todd Jordan	Changed the crime scene after shooting your wife in the head.
Detective Rick Barnard	Nothing about it seems accidental.
Detective Todd Jordan	It seems intentional.
Skylar Nemetz	I understand how it...
Detective Todd Jordan	With malice.
Skylar Nemetz	What's that?
Detective Rick Barnard	So are you a cold...
Detective Todd Jordan	You intended to kill your wife. You stuck a gun in the back of her head and pulled the fucking trigger.
Detective Rick Barnard	Are you a cold, heartless killer?
Skylar Nemetz	No.
Detective Rick Barnard	Or, were you acting out of revenge? Out of anger? Out of jealousy?

Skylar Nemetz	I'm not a cold, hearted killer. And I was not angry or jealous of my wife in any way.
Detective Todd Jordan	Was she at you? Was she cussing at you for...for...
Skylar Nemetz	No. She didn't...
Detective Todd Jordan	Fooling around?
Skylar Nemetz	No. I told her, oh, you look very cute. And she was silent and she was on the computer. And it was quiet and I started, and I took the weapon and I was just gonna quickly just...
Detective Todd Jordan	Shouldered it. Pointed it towards your wife.
Skylar Nemetz	No.
Detective Todd Jordan	Pulled the...Put it on fire. Pulled the fucking trigger. (Slamming sound.) Boom. Gun goes off. She dies. You hide the crime scene. You change it. You alter it. You go put magazines underneath the bed. You drop them off the bed, kick them under the bed. You go, you throw the gun in the other closet. You go get the bottle of liquor and you flush it down the toilet twice. Takes a minimum, a minimum, of forty-five seconds to fill up the, ah, the tub, ah, the back of the commode. To flush it again. A minimum of forty-five seconds. Did I little plumbing in my day. I know these things. And then, so you do it twice. And then you go to the door. No blood on you. Answer the door. Then you run back and you come back with minimal blood from a head wound with a .556. It's got countless amounts of pressure and moving twenty-nine-hundred feet per second out of the end of a sixteen inch barrel. (Pause.) Explain that, Skylar. If you could explain it, we'll be done.
Skylar Nemetz	I understand. I...That stuff...The stuff...Okay. When I tried the...When I took the magazine and I put it on the bed, and after all this happened, the alcohol was in the kitchen, okay. I poured...

Detective Todd Jordan	In the kitchen?
Unidentified	Excuse me for a minute.
Skylar Nemetz	The alcohol was in the... Yes. The alcohol was in...
Detective Todd Jordan	Um hmm.
Skylar Nemetz	I told... I said that over an hour ago.
Detective Todd Jordan	Right, right, right, right.
Detective Rick Barnard	Right.
Detective Todd Jordan	In the kitchen. So, you kill in here...
	<i>End of third segment.</i>
	<i>Fourth segment starts.</i>
Detective Todd Jordan	You run past this. . . You put the gun in there. You hide the magazines in this room, and you go into the kitchen, get the alcohol, go back to the fucking commode, and you flush it twice. Not once. . .
Skylar Nemetz	I didn't. . .
Detective Todd Jordan	Twice.
Skylar Nemetz	I didn't wait for it to (inaudible).
Detective Todd Jordan	And then. . .
Skylar Nemetz	(Inaudible.)
Detective Todd Jordan	Not, not, no. Change your story a little bit more? Twice.
Skylar Nemetz	No, I didn't. . .

Detective Todd Jordan	You flushed it twice.
Skylar Nemetz	I never. . .
Detective Todd Jordan	They heard it flush twice.
Skylar Nemetz	Said that.
Detective Todd Jordan	If you don't wait, it don't flush. Then you run back out here and open up the door 'cause somebody's knocking (<i>sound of knocking</i>) on the door. You got no fucking blood on you. You never ran to the aid of your wife. Skylar. You never ran to the aid of your wife. She had a bullet hole in the back of her head. The love of your life, and you let her lay in a fucking pool of blood, and you run to the door and you try to cri-you try and change this crime scene. And then you come back and you got minimal blood on her.
Skylar Nemetz	Yes, sir.
Skylar Nemetz	I'm telling the truth sir.
Detective Todd Jordan	(Inaudible) absolutely. . .
Skylar Nemetz	But what I'm saying. . .
Detective Rick Barnard	(Inaudible.)
Skylar Nemetz	What I'm saying is...I, I was...I, I was so...I'd never done anything...Nothing...I'm...This is...I, I, I don't know what the fuck I'm supposed to say. I've...Th-I was so fu...this, this is. . . I've never been around this kind of shit before, okay. So, immediately, I don't why the fuck I was thinking about myself when I should have been fucking thinking about my Goddamned wife, which I should...I should, I should have been thinking about my wife and for some fucking reason I was thinking about myself or some other, some motherfucking, myself. Okay. And I was thinking, oh my God, I, I've been, I've got alcohol. Get rid of the fucking alcohol, and then. . .

Detective Todd Jordan	My military career's over. Me, me, me. Why is this happening to me. To me, me, me. While your wife lays there dead.
Detective Rick Barnard	Was she still breathing?
Skylar Nemetz	No. When I went up to her, she wasn't breathing.
Detective Rick Barnard	When did you go up to her?
Skylar Nemetz	I . . .
Detective Todd Jordan	Two minutes later, after you cleaned. . .
Detective Rick Barnard	Two minutes later?
Detective Todd Jordan	Up the scene?
Detective Rick Barnard	Or did you. . .
Skylar Nemetz	No. No. Okay. I was. . .
Detective Rick Barnard	Or did you go right up to her right away. . .
Skylar Nemetz	I...No.
Detective Rick Barnard	Oh.
Skylar Nemetz	I told you. Where you not writing all this stuff? I went up to her after I threw the gun. I went in there and looked at her. . .
Detective Todd Jordan	After you threw the gun.
Detective Rick Barnard	Where did you throw the gun, at?
Detective Todd Jordan	In the bu-bedroom.
Skylar Nemetz	In the closer.

Detective Rick Barnard	In this closet?
Skylar Nemetz	No, the other. . .
Detective Todd Jordan	No, the other bedroom.
Detective Rick Barnard	In the other bedroom?
Skylar Nemetz	Yes.
Detective Rick Barnard	You went out of the room. So you accidentally shoot your wife, from what you're telling me, after you've put it on the shoulder, put your finger in the trigger, well, put the gun on fire, and aimed it at her head, and pulled the trigger.
Skylar Nemetz	Um hmm.
Detective Rick Barnard	Then you take the gun out into the other room. If that was an accident, don't you think you could have dropped it right there. Went over there and made sure she's alright. Made sure she's breathing?
Detective Todd Jordan	Some, render some sort of aid like, oh, fuck. Let me, oh, maybe I just... May-maybe it just barely touched her. Maybe she's okay. No. Let me go hide the crime scene because. . .
Detective Rick Barnard	(Inaudible.)
Detective Todd Jordan	Let me go (inaudible).
Detective Rick Barnard	(Inaudible.)
Detective Todd Jordan	Because I'm a fuckin (inaudible).
Detective Rick Barnard	Did you go back in there and peak in there and go, oh, she's not breathing? Just decided to flush the alcohol. Get rid of the magazines, hmm? Because it was an act of rage. You didn't plan next. All's you planned was how to kill her.

	You didn't plan what was going to happen next. . .
Skylar Nemetz	No.
Detective Rick Barnard	Because you acted in a fit of rage. That's what's called rage. You're lashing out because you're angry, you're mad. So, you killed her, and then reality sets in that, oh my goodness, I just killed her. What am I going to do now? I have to make up a story. I have to come up with something quick. (Pause.) Right? (Pause.) I'm not dumb. . .
Skylar Nemetz	I (inaudible), sir.
Detective Rick Barnard	Okay. I know this is exactly what this is. This is rage. And you didn't know what to do. . .
Skylar Nemetz	I was too. . .
Detective Rick Barnard	After you. . .
Skylar Nemetz	Busy.
Detective Rick Barnard	Killed her.
Skylar Nemetz	I was too worried about my own fucking tracks, for some reason. I was too worried about myself getting in more trouble than (sigh) . . .
Detective Todd Jordan	You don't get in much more. . .
Skylar Nemetz	It didn't...
Detective Todd Jordan	Trouble than homicide. . .
Skylar Nemetz	(Inaudible.)
Detective Todd Jordan	Bro.
Skylar Nemetz	I understand. It didn't. It didn't really have a . . . It didn't click

	for me. Something just hit me and I was like, oh my God, a, a, firearm went off and she's prob...And I fucking just got rid of the shit. And, when I went back in there, I got pretty close to her and she wasn't breathing and her hair was over her face. I couldn't see her face, but, I saw blood on like the chair and like on her shirt, right here. And, yeah. And that was after. . .
Detective Rick Barnard	Because you acted out of rage.
Skylar Nemetz	I (inaudible).
Detective Rick Barnard	If that would have been an accident, you would've been all over her. You'd've been moving her hair. You'd've been trying to figure out (inaudible)...
Detective Todd Jordan	Let me ask you.
Detective Rick Barnard	(Inaudible.)
Detective Todd Jordan	Let me run this by you: What else did you do to alter the crime scene? (Pause.) Did you go out the slider door?
Skylar Nemetz	I went out there and I was freaking out, yeah.
Detective Todd Jordan	Put your dog out there?
Skylar Nemetz	No, he ran out there.
Detective Todd Jordan	Yeah. When you opened up the slider? You went out there freaking out. Was that before or after you opened the door for the neighbor? Tell the truth, man.
Skylar Nemetz	That was before I opened the door for the neighbor. I went out...
Detective Todd Jordan	So, now we went to another complete. . .
Skylar Nemetz	(Inaudible.)

Detective Todd Jordan	Another complete, another fucking room, went outside, oh shit, oh shit. Still haven't rendered aid to your wife.
Detective Rick Barnard	'Cause you're in panic mode.
Skylar Nemetz	I, I . . .
Detective Rick Barnard	You were panicking.
Skylar Nemetz	I didn't know what the fuck to do. She was. . .
Detective Rick Barnard	That was panic, right?
Detective Todd Jordan	That's out of rage.
Detective Rick Barnard	You were panicking.
Detective Todd Jordan	Then it's like my partner said, then the fucking reality set in, and then. . .
Detective Rick Barnard	'Cause you didn't. . .
Detective Todd Jordan	Oh fuck, now what do I do.
Detective Rick Barnard	Plan past the point of killing her. You were just so mad. . .
Skylar Nemetz	It wasn't premeditated.
Detective Rick Barnard	That you wanted to kill her.
Skylar Nemetz	I didn't plan to kill my wife.
Detective Todd Jordan	Okay.
Skylar Nemetz	I didn't think she was...
Detective Rick Barnard	Reality hits now.
Skylar Nemetz	Cheating on me.

Detective Rick Barnard	Oh, man, I actually did it, I did it. I can't believe I did it. Now what do I do. (Pause.) Right?
Skylar Nemetz	No. I . .
Detective Rick Barnard	Wow. I did this. What do I do?
Skylar Nemetz	See, you said, the first, you...The, ah, premeditated or whatever, see. . .I did not think that. And number two, I didn't. . .No, no. I didn't. . .
Detective Todd Jordan	No, because you're caught. . .
Skylar Nemetz	No.
Detective Todd Jordan	And now you're. . .
Skylar Nemetz	No, I didn't do. . .
Detective Todd Jordan	My kids are older than you, man. I gotcha, I got you figured out in the first five minutes we're in here. I know exactly when you don't like you, you're going to change your fucking story. You been doing it all night. We been talking to you for three-and-a-half, four hours and I'm telling you, man, you're, I got you figured out. I know. It...All's you got to do, the difference between, um, getting this thing done and all taken care of, is you tell me why you pulled the trigger on the back of your wife's head. Were you fucking mad? You're telling my partner, or was it because of your rage, because she was cheating on you, 'cause you said fuck it, I want out of this. I want to be a soldier. She wanted to be out of the Army, you wanted to stay in. Whatever the reason is, just tell us. It's out of rage, you did it, boom, bang, gone. We're out of here.
	(Silence.)
Skylar Nemetz	I really didn't think she was cheating on me. . .I really. . .I didn't have any. . .I didn't doubt her at all.

Detective Rick Barnard	And we come back to the same question.
Skylar Nemetz	Um hmm.
Detective Rick Barnard	Why would you shoulder a weapon, put it on fire, put your finger in the trigger well, train the weapon on the back of your wife's head, and pull the trigger?
	<i>(Silence.)</i>
Skylar Nemetz	Um. I did not intentionally try to kill her. The weapon was in her...at...pointed directly at her, and I was not...
Detective Rick Barnard	Why did you do that? Other than, I don't know, it was stupid.
Skylar Nemetz	It was stupid.
Detective Rick Barnard	Yeah, we know that. But we don't think you're a stupid guy. A guy that's cleared thousands of weapons. He cleared weapons today before he turned them in.
Detective Todd Jordan	Eleven years old, you had your first AR. For nine years you've worked that weapon system.
Detective Rick Barnard	You know better. Loaded or unloaded, you don't point a rifle at anybody, at the back of anybody's head. What would happen if your first sergeant saw you doing that to somebody, m-a fellow soldier?
Skylar Nemetz	He'd probably take my rifle and beat me with it.
	<i>(Silence.)</i>
Detective Rick Barnard	So, again, you're not that stupid to make that mistake. You know better. So, why did you do it?
	<i>(Silence.)</i>

Skylar Nemetz.	I didn't intentionally shoot the weapon. I didn't...Ookay. I shot the weapon, and it was aimed at her head. I did not intentionally try to kill her. Me being, umph. (Pause.) I skipped a step. I skipped a step on the weapon.
Detective Todd Jordan	And a nineteen year old died.
Detective Rick Barnard	Are you sad?
Skylar Nemetz	The weapon wasn't on safe. I didn't charge the weapon.
Detective Rick Barnard	I think you skipped more than one step.
Skylar Nemetz	I pointed it in the wrong direction.
Detective Rick Barnard	What are the, what are the firearms safety rules?
Skylar Nemetz	(Inaudible.)
	<i>(Cell phone noise.)</i>
Skylar Nemetz	Pointing the weapon in a safe direction. Have the weapon on safe. Make sure your weapon's cleared.
Detective Rick Barnard	What's the last one?
Skylar Nemetz	Trigger discipline. Having your finger off the trigger.
Detective Rick Barnard	That's not the one I'm talking about. You know which one I'm talking about.
	<i>(Silence.)</i>
Skylar Nemetz	Always treat a weapon like it's loaded.
Detective Rick Barnard	Always treat a weapon like it's loaded. So how does a young man that's been shooting guns since he's eleven...How much time did you spend in the Army now?

Skylar Nemetz	Umm...Since November seventh, two-thousand-twelve.
Detective Rick Barnard	Since November seventh, two-thousand-and-twelve. So, almost two years. And how much weapons training have you had? Probably a lot? Right?
Skylar Nemetz	(Inaudible.)
Detective Rick Barnard	(Inaudible.) How much weapons training have you had?
Skylar Nemetz	Mortars, machine guns, grenade launchers, different types of rifles, (inaudible).
Detective Todd Jordan	All of 'em you have to clear, right?
Skylar Nemetz	Hmm.
Detective Todd Jordan	All of 'em. You keep your finger off the trigger until you're ready to, ah, um, fire the weapon?
Detective Rick Barnard	And did they. . .
Detective Todd Jordan	And you never point at anything you're not willing to destroy?
Detective Rick Barnard	Did they preach the firearm safety rules to you? I know we get it preached to us. Do they preach it to you in the Army?
Skylar Nemetz	Yeah.
Detective Rick Barnard	Yeah?
Detective Todd Jordan	Let me ask you this: Did you find the receipt, point the gun at her, not thinking it was loaded, and pull the trigger?
	(Cell phone noise.)
Skylar Nemetz	No. I didn't know there was a receipt (pause) for the roses.

Detective Rick Barnard	Were you trying to scare her?
Skylar Nemetz	No.
Detective Rick Barnard	Trying to intimidate her?
Skylar Nemetz	No.
Detective Rick Barnard	I mean, are you insinuating, I can do this to ya. And, instead of the gun just going click, it went bang?
Skylar Nemetz	No. I never threatened her.
Skylar Nemetz	Can I get more water?
Detective Todd Jordan	Sure.
Detective Rick Barnard	Yeah. You want a candy bar or anything?
Skylar Nemetz	No, I don't eat candy.
Detective Rick Barnard	You don't like candy? (Inaudible.)
Detective Todd Jordan	Can't help you with anything else, but I'll get you some more water.
Detective Rick Barnard	Alright.

END OF TAPED STATEMENT

This taped statement was transcribed by Sr. Office Assistant, Chris James on 9/9/15.

APPENDIX “B”

Exhibit No. 82

Taped Statement: Skylar Nemetz

Case number: 14-289-1132

14-1-04212-6

The following statements were taken by Detective Todd Jordan, Detective Rick Barnard, and Detective Rey Punzalan of the Lakewood Police Department from Skylar Nemetz.

Detective Rey Punzalan	Okay. Alright. So you got back. Got all your stuff put away, between fourteen and fifteen-hundred. Then what?
Skylar Nemetz	Um, once we were done, we went outside and we talked, and they sa-we had a brief, and then CO said, he gave us our safety briefs. They said, you know, don't drink and drive, don't beat your dogs, don't beat your wife, don't hurt anybody, be careful if you're going hunting 'cause. . .
Detective Rey Punzalan	Um hmm.
Skylar Nemetz	Hunting season.
Detective Rey Punzalan	Right.
Skylar Nemetz	And, ah, that was it. And they let us go. And we had the Company Commander and First Sar come out and they said that they're happy with our progress that we've made in mor tip.
Detective Rey Punzalan	Okay.
Skylar Nemetz	So, we left and, um. . . Yeah, I. . .
Detective Rey Punzalan	Who's your First Sar?
Skylar Nemetz	First Sar Potoae.
Detective Rey Punzalan	Okay.
Skylar Nemetz	P-O. You want me to spell it?
Detective Rey Punzalan	Yeah.

ORIGINAL

Skylar Nemetz	Uh, P-O-T-O-A-E, I think. I forget how it's spelled.
Detective Rey Punzalan	Okay. Can...It looks almost like potato.
Skylar Nemetz	Yeah.
Detective Rey Punzalan	(Laughing) Yeah. Okay. I bet he gets a lot of shit over that. Alright. Anyway. . .
Skylar Nemetz	So, anyways, so we were off and. . .
Detective Rey Punzalan	So, did. . .Do you...Or, do you have a car now?
Skylar Nemetz	Yeah. Ah, well, my wife was waiting for me to pick me up. She. . .
Detective Rey Punzalan	She has a car?
Skylar Nemetz	Yeah, we have a truck.
Detective Rey Punzalan	Okay.
Skylar Nemetz	And she was waiting in the parking lot across the street to pick me up.
Detective Rey Punzalan	Your wife's name is Danielle, right?
Skylar Nemetz	Yeah. Well, her middle name is Danielle, and that, that's what I call her.
Detective Rey Punzalan	What's her, her fir. . .
Skylar Nemetz	Her first name is Tarrah.
Detective Rey Punzalan	T-A-R-A?
Skylar Nemetz	T-A-R-R-A-H.
Detective Rey Punzalan	Okay. And she's waiting in the pickup, in the truck?

Skylar Nemetz	Yeah, and, ah, um. . .
Detective Rey Punzalan	What kind of truck do you guys have?
Skylar Nemetz	It's a two thousand-nine Toyota Tacoma.
Detective Rey Punzalan	Is it there at the, ah, apartment?
Skylar Nemetz	Yeah, it's in our parking spot.
Detective Rey Punzalan	Are they designated by numbers? Or, the, the. . .
Skylar Nemetz	Yeah, yeah they're. . .
Detective Rey Punzalan	Just, just s-s-s. . .
Skylar Nemetz	Yeah, they're designated by numbers.
Detective Rey Punzalan	Says parking space number three-o-one or something?
Skylar Nemetz	It, it just has numbers on it.
Detective Rey Punzalan	Three-o-one.
Skylar Nemetz	It didn't get a number. It doesn't say three-o-one on it, but it. ..
Detective Rey Punzalan	Oh, it says something else?
Skylar Nemetz	Yeah, just a random number.
Detective Rey Punzalan	Okay.
Skylar Nemetz	Um. . .
Detective Rey Punzalan	What's your assigned number?
Skylar Nemetz	I can't remember. If you. . .

Detective Rey Punzalan	What color is the truck?
Skylar Nemetz	It's tan.
Detective Rey Punzalan	Um hmm. Is, is it California plates or Washington plates?
Skylar Nemetz	It's got Washington plates.
Detective Rey Punzalan	How long have you had it?
Skylar Nemetz	I just got it like a couple of weeks before I went to Yakima.
Detective Rey Punzalan	Who's it registered to?
Skylar Nemetz	It's registered to me.
Detective Rey Punzalan	Okay. (Pause.) Alright.
Skylar Nemetz	So...
Detective Rey Punzalan	You guys go directly home or?
Skylar Nemetz	Ah, yeah. We, ah... So I got my stuff in the truck.
Detective Rey Punzalan	Um hmm.
Skylar Nemetz	And, um. Yeah, I jumped in the truck, and we're, we drove home and. Yeah, we're just catching up and talking...
Detective Rey Punzalan	Um hmm.
Skylar Nemetz	And, um... She was really happy to see me and I was happy to see her. Yeah.
Detective Rey Punzalan	Okay.
Skylar Nemetz	So, we got home, and I wanted to order a pizza.
Detective Rey Punzalan	What time you'd guy's get home about?

Skylar Nemetz	Ah, gosh. Once I got home, I really wasn't even looking at time.
Detective Rey Punzalan	Pretty close to four?
Skylar Nemetz	It was probably three-thirty, three-forty-five or so.
Detective Rey Punzalan	Okay.
Skylar Nemetz	Yeah, around there. Um.
Detective Rey Punzalan	Okay.
Skylar Nemetz	Got home. Um, I immediately...All the stuff...All my TA-50? I took it all on the back porch 'cause it stunk.
Detective Rey Punzalan	Yeah. . .
Skylar Nemetz	And, um. . .
Detective Rey Punzalan	That will happen after a month.
Skylar Nemetz	Yeah. And I have two dogs.
Detective Rey Punzalan	Um hmm.
Skylar Nemetz	So, um, Danielle let 'em out so they could come say hi to me and I was on the back porch and they came and said hi to me. . .
Detective Rey Punzalan	Um hmm. What kind of dogs you have?
Skylar Nemetz	Ah, I have, a, it's like a one-and-a-half year old, um, he's almost two actually. It's like a little Rat Terrier little...
Detective Rey Punzalan	Okay.
Skylar Nemetz	It's a little lap dog.

Detective Rey Punzalan	Right.
Skylar Nemetz	And then I have like a eight month old Black Snout Hound.
Detective Rey Punzalan	Um hmm.
Skylar Nemetz	That's it. Those are. . . Those two are it.
Detective Rey Punzalan	Like a black face, like a Mastiff, or what?
Skylar Nemetz	Yeah. He, he looks like a Mastiff, kinda. He... Like he's blonde but he has a big snout, and just his snout's black.
Detective Rey Punzalan	Right. Tell me... So how big is he?
Skylar Nemetz	He's probably... I haven't put him on a scale before but, because he grows like every week. . .
Detective Rey Punzalan	Um hmm.
Skylar Nemetz	But, ah, he's probably like between sixty and eighty pounds right now.
Detective Rey Punzalan	Yeah, he'll be big.
Skylar Nemetz	Yeah. Probably like sixty. He's probably like sixty-some pounds.
Detective Rey Punzalan	Well, I have a. . . (inaudible) Old English is one- hundred- forty-five.
Skylar Nemetz	Yeah, that's, that's big.
Detective Rey Punzalan	I have two.
Skylar Nemetz	Um. . .
Detective Rey Punzalan	They're growing.

Skylar Nemetz	Ah, yeah.
Detective Rey Punzalan	Alright. So, you've seen the dogs. You dump your TA-50 there. Now what happens?
Skylar Nemetz	Um. Yeah. I dump my TA-50 outside. Then I went in, and I was just kinda messing around with the dogs. And. . .
Detective Rey Punzalan	Okay.
Skylar Nemetz	And, ah. Oh, well we sat down for a little bit. Me and my wife were just talking about. . .
Detective Rey Punzalan	Um hmm.
Skylar Nemetz	Her work and. . .
Detective Rey Punzalan	Where's she work at?
Skylar Nemetz	On the...Another thing they have it on their report, but they made a big deal about it, but on the way home. . . On the way home, she told me, hey, I got you some alcohol.
Detective Rey Punzalan	Okay.
Skylar Nemetz	And, ah, I was like okay. And she got me some cinnamon, ah, this cinnamon stuff... Well, Fire, Fireball.
Detective Rey Punzalan	She got you Fireball?
Skylar Nemetz	Yeah.
Detective Rey Punzalan	What about the Jack Daniels that's in there?
Skylar Nemetz	There's Jack Daniels in there?
Detective Rey Punzalan	Yeah.
Skylar Nemetz	Is it an empty bottle?

Detective Rey Punzalan	Yeah.
Skylar Nemetz	Is it up on top?
Detective Rey Punzalan	They found it. . .
Skylar Nemetz	Okay.
Detective Rey Punzalan	In there, someplace.
Skylar Nemetz	Yeah, it's probably from a party I had like a . . .
Detective Rey Punzalan	(Inaudible.)
Skylar Nemetz	Couple months ago.
Detective Rey Punzalan	Okay.
Skylar Nemetz	Yeah.
Detective Rey Punzalan	But, you dumped the Fireball today?
Skylar Nemetz	Yeah.
Detective Rey Punzalan	Okay, okay. So, you sat down, sh-she. . .
Skylar Nemetz	So. . .
Detective Rey Punzalan	She said she bought the Fireball on the way, so she, ah...
Skylar Nemetz	This is while we're driving, that she brought this up. . .
Detective Rey Punzalan	Right.
Skylar Nemetz	And, wh-what they said, and I wasn't really knowing about that, so (inaudible)...
Detective Rey Punzalan	We'll try and get back to that in a minute. But...Oh, so,

	okay. So, when you get home, you sat down and she fixed you a drink or something, is that what you were getting to?
Skylar Nemetz	What? Say that again.
Detective Rey Punzalan	Did she fix you a drink or tell ya, after she told you about the Fireball, you guys got home and you're sitting. . .
Skylar Nemetz	Yeah, she got me. . .
Detective Rey Punzalan	On the couch talking?
Skylar Nemetz	A Red Bull too, and, um. . .
Detective Rey Punzalan	You drink Red Bull and Fireball?
Skylar Nemetz	Yeah.
Detective Rey Punzalan	Is that right?
Skylar Nemetz	Yeah. I don't usually drink that kind of stuff.
Detective Rey Punzalan	Okay.
Skylar Nemetz	'Cause somebody told... When I was in Yakima, somebody told me that if you mix the two together, like a little dash of Fireball. . .
Detective Rey Punzalan	Okay.
Skylar Nemetz	And some Red Bull, it tastes good.
Detective Rey Punzalan	Okay. What do you call that?
Skylar Nemetz	Crap.
Detective Rey Punzalan	Crap?
Skylar Nemetz	It tastes terrible.

Detective Rey Punzalan	(Inaudible.) (Laughing). Okay. Yeah, I don't know how Red Bull and Fireball would taste like. Yeah.
Skylar Nemetz	Yeah. But, I was digging the Red Bull because I was really, really tired.
Detective Rey Punzalan	Okay.
Skylar Nemetz	Um, so, on the... Yeah. So, on the way home, she told me she got me that Fireball.
Detective Rey Punzalan	Alright.
Skylar Nemetz	And we're underage and I asked her, hey w-where'd you get it. And she said, oh, I had my coworker get it.
Detective Rey Punzalan	Okay.
Skylar Nemetz	And. . .
Detective Rey Punzalan	Who's that?
Skylar Nemetz	I don't know. I never met him before.
Detective Rey Punzalan	Okay.
Skylar Nemetz	So, um. Yeah. And I said, oh, okay. And then she brought up that she had bought, um, that coworker's wife some roses or flowers, she didn't say.
Detective Rey Punzalan	Right.
Skylar Nemetz	She just said flowers. She didn't say ros . . . She just said flowers.
Detective Rey Punzalan	Yeah, I heard about that part. Yeah.
Skylar Nemetz	Yeah. And, um. She said it was because she had a baby and

	she been being kept up a lot, and like wasn't feeling very good.
Detective Rey Punzalan	Right.
Skylar Nemetz	So, we. . .
Detective Rey Punzalan	Did she mention that on the way?
Skylar Nemetz	Yeah, she kinda just brought that up 'cause I asked her where she got the alcohol from.
Detective Rey Punzalan	Um hmm.
Skylar Nemetz	And, um. So. Yeah.
Detective Rey Punzalan	Okay. Alright. So you're sitting down there talking. . .
Skylar Nemetz	'Cause I didn't think too much of it. . .
Detective Rey Punzalan	Um hmm.
Skylar Nemetz	But they brought something up that I, I didn't know. . .
Detective Rey Punzalan	W-we'll get to that part, let's just try to keep in the natural progression. . .
Skylar Nemetz	Okay.
Detective Rey Punzalan	Of what happened.
Skylar Nemetz	Okay.
Detective Rey Punzalan	The chronological sequence there.
Skylar Nemetz	Okay.
Detective Rey Punzalan	So, you're sitting there talking to your wife. Ah, she fix you

	a drink or did you just go get it?
Skylar Nemetz	This is, w-we're talking (inaudible).
Detective Rey Punzalan	You got home.
Skylar Nemetz	We're talking on the way, then we. . .
Detective Rey Punzalan	You got home. . .
Skylar Nemetz	Did the dog thing.
Detective Rey Punzalan	Yep.
Skylar Nemetz	And then we're sitting on the couch and we're just kinda talking.
Detective Rey Punzalan	Okay.
Skylar Nemetz	Yeah. No. I went and made it myself.
Detective Rey Punzalan	Made it yourself. Okay.
Skylar Nemetz	Yeah. Um, (inaudible). . .
Detective Rey Punzalan	After she told you. . .
Skylar Nemetz	What?
Detective Rey Punzalan	After she told you about it, yeah?
Skylar Nemetz	Yeah, um.
Detective Rey Punzalan	Okay.
Skylar Nemetz	Yeah, um. What was I gonna say? Yes. Did that. And we were talking, and I was just, ah... Yeah, I was curious about her work because she got a job with the company called Granit Transformations.

Detective Rey Punzalan	Where's that at?
Skylar Nemetz	Ah, it's a global company, but they're just now opening up a branch in the SeaTac area.
Detective Rey Punzalan	Where, um...How long she been there?
Skylar Nemetz	Well, she start. . .She got the job like two...I want to say two weeks before I went to Yakima.
Detective Rey Punzalan	Okay.
Skylar Nemetz	So, that's probably about two weeks before the twenty-seventh. And, um. Sorry, I feel really sick.
Detective Rey Punzalan	Okay.
Skylar Nemetz	Um. . .
Detective Rey Punzalan	Are you going to throw up?
Skylar Nemetz	The farther I get in this story, I keep thinking I am. Um.
Detective Rey Punzalan	There's a trash can there if you need to grab it, move it closer to you. Do you need to get it?
Skylar Nemetz	So...No. I'm good for right now.
Detective Rey Punzalan	Okay.
Skylar Nemetz	Um. Anyways. So, I was like, oh, show me, so went in the... We have two bedrooms. We have. . .One bedroom is set up for like our computer and like. . .
Detective Rey Punzalan	Yeah.
Skylar Nemetz	If we have like guests, they can stay in there. It's were I

	keep like some of my hunting stuff.
Detective Rey Punzalan	Right.
Skylar Nemetz	Anyways, um. Yeah. I went in there and she was showing me some stuff on the computer 'cause she makes like. . .The people that, ah, do the transformations will like take videos of them doing it.
Detective Rey Punzalan	Yeah.
Skylar Nemetz	And then my wife goes and she'll cut it up and like make a little snippet video of like how it's done and big (inaudible).
Detective Rey Punzalan	Oh, is that her job?
Skylar Nemetz	(Inaudible.)
Detective Rey Punzalan	She does graphic. . .
Skylar Nemetz	Well. . .No, no, no. She does a little bit of everything.
Detective Rey Punzalan	Visual effects?
Skylar Nemetz	No. That was just something she got tasked to do was to make that.
Detective Rey Punzalan	Right.
Skylar Nemetz	But, she. . .I think she does like sales.
Detective Rey Punzalan	Oh.
Skylar Nemetz	She does like sales.
Detective Rey Punzalan	Okay.
Skylar Nemetz	And she worked with like the manager and stuff (inaudible).
Detective Rey Punzalan	Okay.

Skylar Nemetz	(Inaudible.) But, she was moving around a lot, it seemed like.
Detective Rey Punzalan	What do you mean?
Skylar Nemetz	Well, when. . .
Detective Rey Punzalan	Moving around within the company, or?
Skylar Nemetz	Like just going all over town, I feel like.
Detective Rey Punzalan	Okay.
Skylar Nemetz	Right when they first started, she had to go to like class. . .
Detective Rey Punzalan	Right.
Skylar Nemetz	That was up in Everett.
Detective Rey Punzalan	Right.
Skylar Nemetz	And she had to go there twice.
Detective Rey Punzalan	Okay.
Skylar Nemetz	Well, ah, the day after, ah, we (inaudible).
Detective Rey Punzalan	She stay over up there or was she able to...
Skylar Nemetz	No.
Detective Rey Punzalan	Drive?
Skylar Nemetz	She drove back as far as I know. But, I was out of town when she did that.
Detective Rey Punzalan	Oh, okay.
Skylar Nemetz	That was...(Inaudible.) Yeah, that was, ah, the weekend that

	I left to go to Yakima.
Detective Rey Punzalan	Okay.
Skylar Nemetz	That she went to go do that.
Detective Rey Punzalan	Okay.
Skylar Nemetz	But she'd been, ah, doing some stuff with 'em before. Like, she'd been talking to the owners before that.
Detective Rey Punzalan	Right.
Skylar Nemetz	Anyways, so...Sh...So, we went in there. We were talking about it. And we're just. . .I just wanted her to show me what she was doing. Her boss like gave he a couple of books to read, and she...
Detective Rey Punzalan	Okay.
Skylar Nemetz	And, so I was just looking at the books. And I was just watching her do these videos. And I watched some videos, and we're talking. And one thing led to another, and we had, we ended up having sex in our, ah, spare bedroom.
Detective Rey Punzalan	So, is that where the computer is?
Skylar Nemetz	Yeah, that's where the computer is.
Detective Rey Punzalan	Okay. So, there...Is there a bed in there, as well?
Skylar Nemetz	Yeah, that I (inaudible).
Detective Rey Punzalan	Or a futon or what?
Skylar Nemetz	No. It's a full. It's like a, ah, twin or like a double or like queen size. . .
Detective Rey Punzalan	Okay.

Skylar Nemetz	Whatever you want to call it. Like a queen, or something. Anyways, we, ah, yeah, we have a bed in there in case . . .
Detective Rey Punzalan	Okay.
Skylar Nemetz	Somebody needs a place. . .
Detective Rey Punzalan	Okay.
Skylar Nemetz	To stay or whatever.
Detective Rey Punzalan	Yeah. Bedroom. Had sex. Okay. Anything specific. . .
Skylar Nemetz	And. . .
Detective Rey Punzalan	About that? Anything unusual?
Skylar Nemetz	About the sex?
Detective Rey Punzalan	Yeah. I mean anything, you know?
Skylar Nemetz	Ah, it was just good.
Detective Rey Punzalan	It was just fine. Okay.
Skylar Nemetz	Yeah. We really don't get crazy. We're pretty loving.
Detective Rey Punzalan	Okay. Alright.
Skylar Nemetz	So, ah, and then, after that, I went and took a shower.
Detective Rey Punzalan	Okay.
Skylar Nemetz	And, she went back to the computer. Just started doing a little bit of work, work, and she was calling some, um, some clients or employees, or some-some-somebody that she works with. Yeah, just some sort of schedule. But, anyways, yeah, she was doing that, and ah. . .

Detective Rey Punzalan	Client or, or, or a, a, coworker?
Skylar Nemetz	I don't know. I don't...She said...I think she said clients.
Detective Rey Punzalan	Okay.
Skylar Nemetz	But, I don't...I don't really know.
Detective Rey Punzalan	Okay.
Skylar Nemetz	She was...She was talking to somebody about the business. I don't know what it was about.
Detective Rey Punzalan	What, what was the context of that conversation?
Skylar Nemetz	What?
Detective Rey Punzalan	What was the context of that conversation? Do you recall?
Skylar Nemetz	Oh, I said I was gonna go take a shower, she said, okay, that's fine. . .
Detective Rey Punzalan	Alright.
Skylar Nemetz	I'm gonna go (inaudible).
Detective Rey Punzalan	I got that. But, you walk. . . Do you walk in on that conversation?
Skylar Nemetz	No, I, I didn't listen to her on the ca-on the phone.
Detective Rey Punzalan	You didn't hear. . .
Skylar Nemetz	That's when I was in the shower.
Detective Rey Punzalan	You didn't hear any of that?
Skylar Nemetz	No.

Detective Rey Punzalan	Okay. So, when you get out of the shower, what happens?
Skylar Nemetz	Ah, I got out of the shower. I dried off. Put some lotion on. Some, ah, cologne. Went and got some PJs. And, right then, when that happened, g-I, I...But, um, before we had sex. . .
Detective Rey Punzalan	Um hmm.
Skylar Nemetz	While we were talking and stuff, I ordered a, a, pizza on Domino's app.
Detective Rey Punzalan	Okay.
Skylar Nemetz	And, um...So...Well, at first I ordered it and they didn't send it out, so then I had to call 'em again. . .
Detective Rey Punzalan	Okay.
Skylar Nemetz	And redo it. So, by the time I got out of the shower, like literally right after I got out of the shower. . .
Detective Rey Punzalan	Okay.
Skylar Nemetz	The pizza guy came, and I went and got the pizza. And then. . .
Detective Rey Punzalan	Um hmm.
Skylar Nemetz	Me and her, ah, just hung out. I was sitting with the dogs. We got some pizza, and we started watching like G.I. Jane...
Detective Rey Punzalan	Okay.
Skylar Nemetz	And like some other stuff on TV.
Detective Rey Punzalan	Okay.
Skylar Nemetz	But G.I. Jane what was, what, was what I was watching.

	And, like, ah. .
Detective Rey Punzalan	On what? Ah, that was just on TV or?
Skylar Nemetz	Yeah. It was like on a (inaudible).
Detective Rey Punzalan	Cable, whatever?
Skylar Nemetz	I think it was like AMC or whatever.
Detective Rey Punzalan	Okay.
Skylar Nemetz	Um. (Pause). But, yeah, um.
Detective Rey Punzalan	So, when did you stop watching TV?
Skylar Nemetz	Oh.
Detective Rey Punzalan	Where's your wife at that point in time?
Skylar Nemetz	At that. . . Okay, so after dinner, she went... She, ah, went back in the room and she was on the computer, whatever. And then, she went from that room to the bedroom. And, while I'm out of town... I haven't done this before, but this time I left her a, a firearm.
Detective Rey Punzalan	Um hmm. Did she... Have you taken her shooting before?
Skylar Nemetz	Yeah.
Detective Rey Punzalan	Okay.
Skylar Nemetz	B-but, I don't think... I mean, she knew how to use it. I brought her shooting like a few times, so, she knew how to use it.
Detective Rey Punzalan	Which firearm did you leave her?
Skylar Nemetz	It was a, ah, AR-15 that I'd got her for her birthday.

Detective Rey Punzalan	What kind of AR-15?
Skylar Nemetz	It was A DPMS .556.
Detective Rey Punzalan	Anything specific about that?
Skylar Nemetz	No. I put some b-bl...I had like blue...
Detective Rey Punzalan	Full grips or pistol grips or?
Skylar Nemetz	It had blue furniture on it. . .
Detective Rey Punzalan	Yeah.
Skylar Nemetz	Like blue, Mossy Oak furniture, 'cause she likes the color teal blue.
Detective Rey Punzalan	Mossy Oak? Dark stuff?
Skylar Nemetz	Yeah, it was like a can...Blue...Teal camo.
Detective Rey Punzalan	Okay.
Skylar Nemetz	Um.
Detective Rey Punzalan	Okay.
Skylar Nemetz	So, yeah, I left her that.
Detective Rey Punzalan	Okay.
Skylar Nemetz	And...So, she was in the room, and I was watching TV, and she went to the other room.
Detective Rey Punzalan	Okay.
Skylar Nemetz	And she grabbed the rifle. And she brought it to the

	bedroom. Na-I mean, not my bedroom, the, the...
Detective Rey Punzalan	The spare?
Skylar Nemetz	The off... Yeah, the spare bedroom. And while she was doing that, she told me, hey, you could put this away, I don't need it anymore, because, you know, I'm home. So, I wasn't really...I was just sitting there with the dog, and I was just like, oh yeah, okay, I'll do it in a minute. Like, I wasn't really paying any attention.
Detective Rey Punzalan	Okay.
Skylar Nemetz	And then, um, a few minutes later...A few minutes later, I actually, like, oh, I'll go do that right now. And, um, I went in the, ah, room and I just, you know...I was going to do it...
Detective Rey Punzalan	What room?
Skylar Nemetz	Real quick, 'cause I was. . .
Detective Rey Punzalan	Where did you come from then...
Skylar Nemetz	I was sitting. . .
Detective Rey Punzalan	If you, you...
Skylar Nemetz	In the living room watching that movie.
Detective Rey Punzalan	Okay.
Skylar Nemetz	And, she. . .Remember she brought the rifle back in to the spare bedroom?
Detective Rey Punzalan	Right. And then she just call out to you, hey, can you put this rifle?
Skylar Nemetz	Yeah. She's like, hey, can you put this away. . .

Detective Rey Punzalan	Okay.
Skylar Nemetz	I don't need it anymore. . .
Detective Rey Punzalan	Okay.
Skylar Nemetz	You're home. . .
Detective Rey Punzalan	Okay.
Skylar Nemetz	And I, I didn't do it right away. I sat there for like maybe...
Detective Rey Punzalan	Okay.
Skylar Nemetz	Five or ten minutes. I was still watching the movie.
Detective Rey Punzalan	Alright.
Skylar Nemetz	And then I got up...And then, whatever...I got up, like five or ten minutes later and...
Detective Rey Punzalan	Um hmm.
Skylar Nemetz	I went into the spare bedroom. And I just like...
Detective Rey Punzalan	Where's she?
Skylar Nemetz	She's sitting. . . At that point, she's sitting in the office chair.
Detective Rey Punzalan	Okay.
Skylar Nemetz	And, um. . .Yeah. She's sitting in the office chair just looking at the computer. I don't know if she...She was...I saw Granit Transformations on the computer, but. . .
Detective Rey Punzalan	Okay.
Skylar Nemetz	I don't know exactly what she was doing. Um. (sigh). So. I. ah. . .Oh, and in between there, the, the status of the weapon.

	When I left the twenty-seventh of September.
Detective Rey Punzalan	Right.
Skylar Nemetz	The magazines were not in the weapon. And the weapon was not charged. It was not loaded.
Detective Rey Punzalan	There was nothing in the chamber?
Skylar Nemetz	There was nothing in the chamber.
Detective Rey Punzalan	Okay.
Skylar Nemetz	I left it that way. And it was in the clo-in her, ah, closet, in the, in the bedroom.
Detective Rey Punzalan	Okay. So, how was it when you fe-went to retrieve it and put it away?
Skylar Nemetz	When I went to retrieve it, it had, ah, she had the magazine. . There's a birdcage on the side?
Detective Rey Punzalan	Um hmm.
Skylar Nemetz	She had a magazine in the birdcage.
Detective Rey Punzalan	Okay.
Skylar Nemetz	Yeah. And I don't...I think...And I saw that, and I wasn't really thinking, and...But, it didn't really click that she probably put the magazines in the weapon while I was gone.
Detective Rey Punzalan	Yeah.
Skylar Nemetz	And.
Detective Rey Punzalan	You didn't ask her?
Skylar Nemetz	No, I didn't ask. I just insinuated.

Detective Rey Punzalan	Um hmm.
Skylar Nemetz	So...So...I go to the bedroom, and I grab the rifle. And, I just take the magazine out of the birdcage. And, I put it up like this, not even aware of where I was even pointing it. And, um, I just...I thought it was empty already, so...
Detective Rey Punzalan	Okay. So, let me make sure.
Skylar Nemetz	Yeah.
Detective Rey Punzalan	We've gone through this a couple of times, and it took about two hours for those guys to get you from, you're holding it to your thigh, like kinda down at your waist, and level to. . .
Skylar Nemetz	I was so...
Detective Rey Punzalan	The ground.
Skylar Nemetz	Distraught when I, they first brought me in here, I didn't even (inaudible).
Detective Rey Punzalan	Okay. To the point where you actually shoulder the weapon....
Skylar Nemetz	Yeah, I had it like this and I was just. . .
Detective Rey Punzalan	And put it in the fire position and pull the trigger.
Skylar Nemetz	Yes.
Detective Rey Punzalan	And it happens to be oriented toward your wife's head? Is that correct?
Skylar Nemetz	Yes, sir.
Detective Rey Punzalan	Okay. So. Alright. I got that part. So, we all know that as results of your actions, wh-for whatever the intent. that you shot your wife. We got that part.

Skylar Nemetz	Yeah.
Detective Rey Punzalan	So. Alright. So, she gets, ah...Just tell me...Just tell me what you did.
Skylar Nemetz	So, um, I picked up the weapon.
Detective Rey Punzalan	Um hmm.
Skylar Nemetz	I wasn't even...I, I picked up the weapon, put it on fire, and pulled the trigger.
Detective Rey Punzalan	Okay.
Skylar Nemetz	Thinking that it was empty. . .
Detective Rey Punzalan	Okay.
Skylar Nemetz	Because that's how I left it.
Detective Rey Punzalan	Okay.
Skylar Nemetz	Not thinking of the basic rules of firearms.
Detective Rey Punzalan	Now, where is the, where's the weapon at that time? How where you holding it? Like...
Skylar Nemetz	Just so you...
Detective Rey Punzalan	Did you know...
Skylar Nemetz	I'm just saying...I wasn't looking down the sights. I was look. I wasn't even looking at Danielle.
Detective Rey Punzalan	Okay.
Skylar Nemetz	I was looking down, like off the top of the weapon.
Detective Rey Punzalan	Okay.

Skylar Nemetz	Like this. I just held it like this, and I put...I remember I put it on...I looked at the safety selector. I put it on fire, and just fired.
Detective Rey Punzalan	Have you done...
Skylar Nemetz	(Inaudible).
Detective Rey Punzalan	Any training in Mock City at, over at Ranger Battalion, or anything like that?
Skylar Nemetz	No.
Detective Rey Punzalan	You have. . .We used to... You know whata I'm talking about?
Skylar Nemetz	(Inaudible.)
Detective Rey Punzalan	The Mock City.
Skylar Nemetz	(Inaudible.)
Detective Rey Punzalan	In, in military operations in urban training, where you do building searches and do...
Skylar Nemetz	Yeah, I, I...
Detective Rey Punzalan	That kind of stuff.
Skylar Nemetz	I've done some in like, like in basic training.
Detective Rey Punzalan	Okay. But you haven't done since you've been permanent party?
Skylar Nemetz	We, don't. . .
Detective Rey Punzalan	Okay.
Skylar Nemetz	We don't, um. . .

Detective Rey Punzalan	You guys are Strykers and that's it...
Skylar Nemetz	As a permanent party?
Detective Rey Punzalan	Yeah.
Skylar Nemetz	Not really. When I go shoot on my personal time, it's usually with like a hunting rifle...
Detective Rey Punzalan	Okay. Alright.
Skylar Nemetz	Or it's like...
Detective Rey Punzalan	Gotcha. But, what I'm saying is, during, during the course of your action, how did you, how were you trained to clear buildings and to shoot? How do you do that?
Skylar Nemetz	U/m, (pause) at the low-ready.
Detective Rey Punzalan	At the low-ready.
Skylar Nemetz	Yeah.
Detective Rey Punzalan	So, like this. So you can point, shoot. You're not really supposed to be aiming, right? You're...
Skylar Nemetz	(Inaudible.)
Detective Rey Punzalan	You're center badge on your, on your fricken, ah, vest, right, on your heavy vest...
Skylar Nemetz	Yes, sir.
Detective Rey Punzalan	And you're ready to go up gun and, and get, get, get rounds on target, correct?
Skylar Nemetz	Yes, sir.

Detective Rey Punzalan	Is that how you we're holding it, right there? That's what I'm asking you?
Skylar Nemetz	When I was inside of my house?
Detective Rey Punzalan	When you were getting ready to, yeah. You're, you're clearing it with...
Skylar Nemetz	When I was inside of my house, I did not have the weapon at low-ready.
Detective Rey Punzalan	Okay. So, where-it's, it's up, way up here?
Skylar Nemetz	Yeah. It was like ri-I...It was on my shoulder...It was up on the upper part of my body. I think it was like by my (inaudible).
Detective Rey Punzalan	Is it cen...Is it center or is it up on your shoulder pocket?
Skylar Nemetz	I think it was right here on my shoulder, 'cause...
Detective Rey Punzalan	In your shoulder pocket?
Skylar Nemetz	Yeah. And, yeah. So, I put it right there and...
Detective Rey Punzalan	Okay. The...
Skylar Nemetz	(Inaudible) down the safety selector.
Detective Rey Punzalan	Now, the problem for me...
Skylar Nemetz	Yeah.
Detective Rey Punzalan	You know, 'cause obviously, I've shot a long time, right?
Skylar Nemetz	Yeah.
Detective Rey Punzalan	So, you know, my last job was the operations sergeant, (inaudible) and MP at the time, right? So, I've been around

	weapons a long time. I'll I've been in my life since I was nineteen years old, is been a cop or been an MP, alright?
Skylar Nemetz	Um hmm.
Detective Rey Punzalan	My problem is that I've got somebody who's putting their weapon in their shoulder pocket, which indicates, that, hey, that's a point aim fricken position. Or, you know, if you're trained like this...
Skylar Nemetz	Yeah.
Detective Rey Punzalan	You know, clearing buildings, I get that part. You know. And, you're even...Even if you're just putting it in your chest as a, as a matter of practice, and you're like bump, and, you know, you're clearing it, I get that part, you know. And you're telling me... What I'm seeing during that, during that interview, you say, hey, I've cleared weapons. I know how to clear weapons. But, yet, I made this fatal error.
Skylar Nemetz	Yes, I did.
Detective Rey Punzalan	You know what I mean?
Skylar Nemetz	Yes, sir.
Detective Rey Punzalan	Is that...And...You. . . Do you understand? And the...And what happens after that?
Skylar Nemetz	Somebody was killed.
Detective Rey Punzalan	I...Okay. I got that part. What happens after that? What do you do?
Skylar Nemetz	What do I do after that?
Detective Rey Punzalan	Yes, sir.
Skylar Nemetz	I immediately freaked out. I, um...I looked down and saw there's a casing on the ground. I saw my wife.

Detective Rey Punzalan	Where was that casing located?
Skylar Nemetz	It was, ah...I think it must have hit the wall and just went right down on the ground right in front of me.
Detective Rey Punzalan	Inside the bedroom, or out in the hall?
Skylar Nemetz	I think it was in the...I think it is in the bedroom.
Detective Rey Punzalan	Yeah. Well guess what? It's not in the bedroom.
Skylar Nemetz	Where is it at?
Detective Rey Punzalan	It's out in the fucking hall.
Skylar Nemetz	I must've kicked it.
Detective Rey Punzalan	That's a problem.
Skylar Nemetz	I must've kicked it, then.
Detective Rey Punzalan	That's...Maybe. Or was it in the position you thought, or you weren't in the position you're telling me you were in.
Skylar Nemetz	No. Well...
Detective Rey Punzalan	'Cause it's gonna eject out to the right, right, if you're pointing to a person.
Skylar Nemetz	When I walked into the bedroom...As you walk into the spare bedroom...
Detective Rey Punzalan	Yeah.
Skylar Nemetz	It's kinda, um, a small bedroom, so the bed is kinda close to the door.
Detective Rey Punzalan	Right.

Skylar Nemetz	I grabbed the rifle right off the bed.
Detective Rey Punzalan	Um hmm.
Skylar Nemetz	And I was just kinda, like in the doorway, halfway between the bed and the doorway.
Detective Rey Punzalan	Um hmm.
Skylar Nemetz	And that's where at the weapon went off... Where my weapon error had happened.
Detective Rey Punzalan	Okay.
Skylar Nemetz	Yep.
Detective Rey Punzalan	Okay. Alright. So, what do you do after that? After your wife is shot, you see...
Skylar Nemetz	After...
Detective Rey Punzalan	That she's...It appears to be a fatal injury, now, I'm guessing. Is that your...Is that a correct assumption?
Skylar Nemetz	Yes.
Detective Rey Punzalan	Okay. She's shot how? What is her extent of her injuries at that time?
Skylar Nemetz	I'd seen that she was shot. Um...
Detective Rey Punzalan	Tell me what you saw.
Skylar Nemetz	I, I didn't see the wound right away, but I did see that she was like this, and her head was like that, and she was (inaudible)...
Detective Rey Punzalan	And what side of her head?

Skylar Nemetz	Ah, well, she was laying on the right side.
Detective Rey Punzalan	Was she shot through the right side?
Skylar Nemetz	I didn't fi...I didn't know she was shot on the right side until after I went...I left the room. I took the rifle, and I threw it on the ground in the closet.
Detective Rey Punzalan	What did you do when you left the room?
Skylar Nemetz	That, that's what I did.
Detective Rey Punzalan	That's what you did?
Skylar Nemetz	I turned around. I lo...I threw the rifle in the closet.
Detective Rey Punzalan	In your, in your primary bedroom?
Skylar Nemetz	Yes.
Detective Rey Punzalan	Okay.
Skylar Nemetz	And, I was, um...Yeah...And I went back to the, um, the spare bedroom, and there's the magazine, and I think there's like another one that she had (inaudible). And I swept it off the bed and I kicked it on-under the bed. I don't know why I did that, but I did. And, um...
Detective Rey Punzalan	Okay.
Skylar Nemetz	I, at...And, at that point, I did look at Dan. . .
Detective Rey Punzalan	Back up for me just a second. Make sure I got this right. So, you...Once you threw the weapon in the closet in your bedroom...
Skylar Nemetz	Yes.

Detective Rey Punzalan	Where you sleep, right? In your closet. You came back to the spare bedroom. There's a magazine on the bed? Is that correct?
Skylar Nemetz	Yeah. When I, um, unloaded the... When I picked it up... When she brought it into the room, it had that magazine in the, ah...
Detective Rey Punzalan	That was in the birdcage.
Skylar Nemetz	Yeah. And there is another one that was like on the bed. I don't know, like... I... She must have had that with her or something...
Detective Rey Punzalan	Were both of them...
Skylar Nemetz	For some reason.
Detective Rey Punzalan	Are on the bed, or just one?
Skylar Nemetz	They're both on the bed, or, yeah.
Detective Rey Punzalan	Okay.
Skylar Nemetz	But, there is that one that was in the birdcage, and I took it off the birdcage and I put it on the be... Took it out of the birdcage and I put it on the bed.
Detective Rey Punzalan	Right. So, there's two magazines on the bed at that time.
Skylar Nemetz	Yeah. The... 'Cause she had two.
Detective Rey Punzalan	Right.
Skylar Nemetz	And there's probably more....
Detective Rey Punzalan	Probably the one that came out of the magazine well, right? I mean, if she took one out. . .

Skylar Nemetz	Yeah. Yeah.
Detective Rey Punzalan	And, if she had, obviously, chambered a round...
Skylar Nemetz	Yeah.
Detective Rey Punzalan	Yeah. Okay. Alright. And do you, you swept them underneath the bed?
Skylar Nemetz	Yeah. I don't know why I did that, but I went like this. I s-scooped...I, like, shoved them off the bed and kicked them (inaudible).
Detective Rey Punzalan	So, okay.
Skylar Nemetz	And, um. . .
Detective Rey Punzalan	Kicked under the bed?
Skylar Nemetz	Yeah. I went like this, like kinda motion. Like that. And I kicked it.
Detective Rey Punzalan	Okay. And then what happens next?
Skylar Nemetz	And then I (sigh)...I looked over at her. I didn't touch her yet.
Detective Rey Punzalan	Okay.
Skylar Nemetz	I, I, looked at her.
Detective Rey Punzalan	Mm hmm.
Skylar Nemetz	And, um...
Detective Rey Punzalan	Did you say anything?
Skylar Nemetz	I, I, was said her name...

Detective Rey Punzalan	Okay.
Skylar Nemetz	A few times. The whole time I was saying her name.
Detective Rey Punzalan	Calling Danielle?
	<i>End of fourth segment.</i>
	<i>Start of segment five.</i>
Skylar Nemetz	Yeah. Um, but right there, I, I wasn't like yelling it. I was, ah, saying it.
Detective Rey Punzalan	Right.
Skylar Nemetz	And I had, nn, I had seen that.
Detective Rey Punzalan	How many times you call her name?
Skylar Nemetz	Oh, gosh. Prob, from...From beginning to end, before I left the scene. Probably a hundred times.
Detective Rey Punzalan	Okay. Alright.
Skylar Nemetz	I was thinking (inaudible).
Detective Rey Punzalan	How loud?
Skylar Nemetz	I was whispering and then I was yelling it, and then I screamed it a couple of times, and it was just like, I was like saying it to myself. I was like (whispering) Danielle, Danielle, talk to me, like that and. Um...
Detective Rey Punzalan	So, you're telling me you were whispering it...
Skylar Nemetz	I was (inaudible).
Detective Rey Punzalan	Because you're distraught and then you start yelling it...

Skylar Nemetz	I was...
Detective Rey Punzalan	Because maybe the emotional circumstances...
Skylar Nemetz	It was...I was (inaudible).
Detective Rey Punzalan	Was getting to you?
Skylar Nemetz	Yeah. I was just up and down, up and down, and...
Detective Rey Punzalan	Is it loud enough for the neighbors to hear...
Skylar Nemetz	Um.
Detective Rey Punzalan	Do you think?
Skylar Nemetz	Yeah. Um, I think...
Detective Rey Punzalan	Yeah?
Skylar Nemetz	They must have...
Detective Rey Punzalan	They would?
Skylar Nemetz	Heard me say that, yeah.
Detective Rey Punzalan	Okay. Alright.
Skylar Nemetz	Yeah.
Detective Rey Punzalan	Then what happens?
Skylar Nemetz	Um...Yeah. Ah, when I looked over at her right after the magazine thing happened, I looked at her...
Detective Rey Punzalan	Um hmm.
Skylar Nemetz	And I noticed that I saw the wound.

Detective Rey Punzalan	Um hmm.
Skylar Nemetz	And, ah, I...It was a ghost...To...I, I didn't know what to do, what happened. I, I noticed that she had been shot in the head, on the right side.
Detective Rey Punzalan	Okay.
Skylar Nemetz	Um, ah, so...
Detective Rey Punzalan	Did you see the exit wound?
Skylar Nemetz	Um, I didn't see, I didn't see the actual wound, but I saw like...I didn't see like the actual hole, but I saw like the, I don't know, I get...I kinda saw...I...It's like the actual hole, but I saw like the area and that.
Detective Rey Punzalan	The blood. Where the blood mass was at?
Skylar Nemetz	Yeah.
Detective Rey Punzalan	Okay. Any exit from her face or head...
	<i>(Unidentified sound.)</i>
Detective Rey Punzalan	On the front?
Skylar Nemetz	I think it was right like here.
Detective Rey Punzalan	Around her left or right eye?
Skylar Nemetz	Um, her right, but...
Detective Rey Punzalan	Okay.
Skylar Nemetz	If you looked at her, it'd be her left.
Detective Rey Punzalan	Okay. Any other damaged to the wall...

Skylar Nemetz	I didn't, I...
Detective Rey Punzalan	Anything else...
Skylar Nemetz	I...
Detective Rey Punzalan	That you saw...
Skylar Nemetz	I didn't...
Detective Rey Punzalan	Where the round might have gone after that? Did you see it, did it hit the computer anything like that?
Skylar Nemetz	No. I didn't look at the, where the round after that.
Detective Rey Punzalan	Okay.
Skylar Nemetz	Um...
Detective Rey Punzalan	You don't know if it hit the computer? You don't remember...
Skylar Nemetz	No. I don't...
Detective Rey Punzalan	Seeing the computer...
Skylar Nemetz	I don't...I don't...
Detective Rey Punzalan	You don't remember seeing the computer damage?
Skylar Nemetz	No.
Detective Rey Punzalan	Okay. Alright.
Skylar Nemetz	No, I don't remember seeing. I didn't at...The only thing I saw the blood.
Detective Rey Punzalan	Okay.

Skylar Nemetz	That was the only thing...
Detective Rey Punzalan	And then...
Skylar Nemetz	That I saw.
Detective Rey Punzalan	What?
Skylar Nemetz	And then, for (sigh) some reason, I thought, I thought, oh my gosh, I have alcohol now in the house. And I went and I grabbed that. (Inaudible.)
Detective Rey Punzalan	Was it just one bottle?
Skylar Nemetz	Yeah. It was the...
Detective Rey Punzalan	Where did you put that bottle?
Skylar Nemetz	I threw it.
Detective Rey Punzalan	Where?
Skylar Nemetz	Ah, like, when I wh-when I went to my porch and I just like threw it. I don't remember (inaudible).
Detective Rey Punzalan	Off the balcony?
Skylar Nemetz	Yeah.
Detective Rey Punzalan	Threw it off the balcony?
Skylar Nemetz	Yeah.
Detective Rey Punzalan	Just out in the bushes someplace? Where'd it land?
Skylar Nemetz	I don't remember. I just kinda like...
Detective Rey Punzalan	In the grass or?

Skylar Nemetz	I just kinda tossed it. I don't remember what direction.
Detective Rey Punzalan	Okay. Alright.
Skylar Nemetz	Um.
Detective Rey Punzalan	Then what? Somebody knocking on your door?
Skylar Nemetz	Yeah. At that point somebody was knocking on my door as I was, when I went back, but...Before I wa, I went out the porch.
Detective Rey Punzalan	Alright.
Skylar Nemetz	I we-wh...After I (sigh) saw Danielle. I went to the kitchen. I grabbed that bottle. I went to the bathroom and I poured it out...
Detective Rey Punzalan	Okay.
Skylar Nemetz	And I flushed it twice (<i>two tapping sounds</i>).
Detective Rey Punzalan	Okay.
Skylar Nemetz	Then I went up and threw the bottle. And while I was flushing, I heard the people knocking on the door. My next door neighbors. And, um, yeah. I threw that bottle and m-ah, my dog, my Hound Dog...
Detective Rey Punzalan	Um hmm.
Skylar Nemetz	Chased me out there, you know, like scared, but he liked just ran out there and he was like hiding on the porch...
Detective Rey Punzalan	Okay.
Skylar Nemetz	And my little dog was hiding somewhere else.
Detective Rey Punzalan	So you put the dogs on the porch, close the slider?

Skylar Nemetz	What?
Detective Rey Punzalan	Did you put the dogs on the porch and close the slider when you answered the door or what?
Skylar Nemetz	No. I just left the slider open.
Detective Rey Punzalan	Okay.
Skylar Nemetz	My dogs don't mean any harm. They wouldn't...
Detective Rey Punzalan	Okay.
Skylar Nemetz	(Inaudible) do stuff. I wasn't worried about them.
Detective Rey Punzalan	I didn't know if you didn't want them to jump on the neighbors or, you know. Okay. Anyway.
Skylar Nemetz	Um.
Detective Rey Punzalan	So, did you answer the door right away?
Skylar Nemetz	Yeah, after I threw that bottle, I, um, answered the door.
Detective Rey Punzalan	Um hmm. And what'd you tell her?
Skylar Nemetz	It was...My next door neighbor is a male (inaudible).
Detective Rey Punzalan	Him.
Skylar Nemetz	Yeah. He was wearing a white shirt...
Detective Rey Punzalan	Is he a military guy?
Skylar Nemetz	I think he's a military guy.
Detective Rey Punzalan	Okay. Do you know his name?
Skylar Nemetz	I don't remember his name.

Detective Rey Punzalan	Okay.
Skylar Nemetz	Um. But apparently they said that they came in here. That he, the guy that knocked on my door, have, might have come in here to, or something, so, but I...
Detective Rey Punzalan	Okay.
Skylar Nemetz	Don't remember his name.
Detective Rey Punzalan	Don't worry about what, what, he said. I want to know what you experienced. I don't care about anybody else...
Skylar Nemetz	(Inaudible.)
Detective Rey Punzalan	At this time.
Skylar Nemetz	(Inaudible.)
Detective Rey Punzalan	We'll get to that part.
Skylar Nemetz	I guess so. Um. But, yeah, I answered the door, and I...He said he heard a gunshot and (sigh), I was just...And he asked if everything's okay, and then I just looked at him and I said no, not, everything's not okay. My wife's hurt. And...
Detective Rey Punzalan	Okay.
Skylar Nemetz	And he was like, is she okay, and I'm like, ah, I-I didn't even know what to do. And I was (pause) freaking out and...
Detective Rey Punzalan	Okay, this is very important...
Skylar Nemetz	(Inaudible.)
Detective Rey Punzalan	What did you tell him at that point in time? Because I'm telling ya, that's a sticking point for me.

Skylar Nemetz	I think I might have said that, um, that she was cleaning her rifle, but I don't know why I said that because I wasn't trying to cover that up. Like, I, I don't know why I said that, but... They said I said that and I must've said that. If they said I said that, I probably said it because I don't remember. But I do remember right between that time when he was at the door, my body... I went like limp and I fell on the ground.
Detective Rey Punzalan	You fainted?
Skylar Nemetz	Yea-ah, I... No. I knew what was going on.
Detective Rey Punzalan	Okay.
Skylar Nemetz	Like I was thinking still...
Detective Rey Punzalan	You just fell down?
Skylar Nemetz	But my body just like gave out. And then, I got up right after that and, ah...
Detective Rey Punzalan	After you closed the door or before?
Skylar Nemetz	No. The door automatically closes, closes, if there's somebody...
Detective Rey Punzalan	So...
Skylar Nemetz	Not holding it.
Detective Rey Punzalan	Okay. So after you closed the door with the neighbor, you fell down? Is that right?
Skylar Nemetz	No. He was holding the door open.
Detective Rey Punzalan	Okay. He was holding the door open. (Inaudible.) Okay.
Skylar Nemetz	Yeah, and then, ah...

Detective Rey Punzalan	Did you fall in front of him?
Skylar Nemetz	Yeah.
Detective Rey Punzalan	Okay.
Skylar Nemetz	Like...It...I...Once I realized what I did and he was talking to me and...
Detective Rey Punzalan	Okay.
Skylar Nemetz	So...
Detective Rey Punzalan	How would you describe him? White male, black male?
Skylar Nemetz	He was a white male, probably sssix foot one.
Detective Rey Punzalan	Um hmm.
Skylar Nemetz	Probably...
Detective Rey Punzalan	Heavy, medium, what?
Skylar Nemetz	Heavy, probably two-fifteen, two-twenty.
Detective Rey Punzalan	Okay. Um, brown hair, blonde hair, what?
Skylar Nemetz	He was like short blonde.
Detective Rey Punzalan	Short blonde. Okay.
Skylar Nemetz	And then his wife was outside, too, but she was like in the...I didn't really get (inaudible).
Detective Rey Punzalan	On the landing?
Skylar Nemetz	Yeah. Um, she was probably like five-nine, five...Probably like five-nine.

Detective Rey Punzalan	Okay. Where do they live?
Skylar Nemetz	They live directly across...
Detective Rey Punzalan	Directly across.
Skylar Nemetz	The door directly in front of mine.
Detective Rey Punzalan	And you don't know their name?
Skylar Nemetz	No. I met them once before, but I can't remember because...
Detective Rey Punzalan	Okay. Alright.
Skylar Nemetz	And then, um...But, yeah...And then, after I fell, I got up and I realized what happened, I went into the room. I started crying and I grabbed the right side of her head and, ah...
Detective Rey Punzalan	Where's your neighbor at this point in time?
Skylar Nemetz	He didn't come in the house. He was...
Detective Rey Punzalan	What (inaudible)?
Skylar Nemetz	Um...I can't remember what he said to me. Oh, I member. He asked, he, if she was okay and I said no, I think she's gone. And, um (pause), that's all I can remember him saying.
Detective Rey Punzalan	Okay.
Skylar Nemetz	And then I asked, I asked, um, his wife, 'cause she was on the phone, lady, calling the cops. And she said yeah, and I was like, okay, good. And that...And this is after I fainted and I walked...And then everything snapped and I walked into the room and I, I started crying and I was...I grabbed Danielle on the right side of the head and I cut my finger on, I think, bone fragment on her head.

Detective Rey Punzalan	Um hmm.
Skylar Nemetz	And, um, I'd seen what I did and I was just holding her. I looked at her face and there was no response, and she wasn't breathing. There wasn't anything, and...
Detective Rey Punzalan	Okay.
Skylar Nemetz	I just started whispering Danielle and (pause).
Detective Rey Punzalan	Then what?
Skylar Nemetz	That's it. I (inaudible).
Detective Rey Punzalan	Did you walk down to the police?
Skylar Nemetz	Yeah. And then I walked downstairs to, ah...
Detective Rey Punzalan	Did the police call you out?
Skylar Nemetz	Ah, no. They didn't have to call me out. I wa...Immediately, like, I heard a, like sirens outside...
Detective Rey Punzalan	Um hmm.
Skylar Nemetz	And I, um, I walked downstairs and I was sitting on the landing with the neighbor's wife. And I was like making sure that that was one of the cops that she called. And then I...And so I went downstairs, 'cause I saw, um, I think it was like two or th...I think it was like three police officers and they had their weapons drawn.
Detective Rey Punzalan	Right.
Skylar Nemetz	And, um, I put my hands up.
Detective Rey Punzalan	Right.

Skylar Nemetz	I's...And I...They handcuffed me and I wasn't...I didn't resist or anything.
Detective Rey Punzalan	Okay.
Skylar Nemetz	I told her that my wife was upstairs and she's wounded...
Detective Rey Punzalan	Okay.
Skylar Nemetz	And they brought me to, um, one of the, ah, officers' cars, and I sat there for a little bit. While they had a fire truck and...I didn't see a paramedic truck, but I think that's why the firemen were there.
Detective Rey Punzalan	Yeah.
Skylar Nemetz	Um...
Detective Rey Punzalan	Who brought you here?
Skylar Nemetz	Um...I can't remember his name. They put me...They were going to put me in one cop car then somebody else said no, put me in this car, put me in a different cop car.
Detective Rey Punzalan	Okay.
Skylar Nemetz	And then he brought me here in, in, cuffs, and then I, ah, sat outside for a little bit.
Detective Rey Punzalan	Okay.
Skylar Nemetz	And I, ah, at that point, I was just...I was...
Detective Rey Punzalan	Alright.
Skylar Nemetz	I was still saying my wife's name.
Detective Rey Punzalan	We'll let's get down to it. So, I have a few questions that I have. Okay?

Skylar Nemetz	Okay.
Detective Rey Punzalan	So let me make sure I understand everything. Then I want you to make sure that you understand everything.
Skylar Nemetz	Yes.
Detective Rey Punzalan	Alright? Because there is an explanation for this and, you know, Detective Jordan and Detective Barnard told you that, hey, you know, did you make a mistake. Nobody refutes the fact that you kill, you shot your wife and killed her.
Skylar Nemetz	Yeah. I did.
Detective Rey Punzalan	We know the physical act of that is yours.
Skylar Nemetz	Yeah, I did.
Detective Rey Punzalan	Okay. There's a couple of things that are omitted here. One thing is, you're about as emotionless as I am, you know. And I'm a thirty-six year freaking veteran of, of, police work, okay.
Skylar Nemetz	I understand that.
Detective Rey Punzalan	That's, that's a problem for me, okay? If somebody shoots their wife, accidentally or otherwise, and they had no intent, alright? You know what? I'm a basket case, you know. Just like Barnard had told you before, okay? All this is going to be entered. You know, this is... We're being recorded. It's gonna be...
Skylar Nemetz	I understand.
Detective Rey Punzalan	Okay? And with the totality of circumstances, right? Now look at...
Skylar Nemetz	Yes, sir.
Detective Rey Punzalan	You, you understand what I'm talking about? Okay. You lack emotion.

Skylar Nemetz	I, I don't know why I (inaudible).
Detective Rey Punzalan	Okay. I'm just.
Skylar Nemetz	(Inaudible.)
Detective Rey Punzalan	I'm just...I'm...Let me finish speaking, please. You lack emotion. You admit to pulling the trigger and reorienting, orienting the weapon towards your wife...
Skylar Nemetz	Yes, sir.
Detective Rey Punzalan	Okay. That part we got clear. Now. We're...I mean, like I said, why, why did that happen, okay? You're experienced, we know that. Alright? The other thing is, we've got a scene there.
Skylar Nemetz	Yeah.
Detective Rey Punzalan	You shoot her. The weapon is hidden in the, in the, closet. Thrown in your closet in your bedroom. The magazines are kicked under the bed. The alcohol that you're too young to have is poured out and the bottle is thrown off the balcony. Right?
Skylar Nemetz	Yes, sir.
Detective Rey Punzalan	What does that look like to a reasonable, objective, person? What you (inaudible).
Skylar Nemetz	Like I was trying to cover something up.
Detective Rey Punzalan	Does it? I mean, I'm asking you. Does that, ah, what do you think?
Skylar Nemetz	Yeah, it does. It looks like I was trying to...
Detective Rey Punzalan	It looks bad, okay.

Skylar Nemetz	(Inaudible.)
Detective Rey Punzalan	It looks horrible for you.
Skylar Nemetz	Yeah.
Detective Rey Punzalan	Okay. The only thing, the only thi...Look at me. The only thing...
Skylar Nemetz	(Inaudible.)
Detective Rey Punzalan	That I can do for you, and I...Listen. I have sat across a table from many a frickin killer. Many times.
Skylar Nemetz	Um hmm.
Detective Rey Punzalan	Okay. Sometimes it's an accident, and most of the time it's frickin damn straight on purpose. Okay. You just got back from Yakima. The day you get back, you shoot your wife.
Skylar Nemetz	Yeah.
Detective Rey Punzalan	What usually happens in that case with a soldier? What is usually the cir-cumstance? His wife's been fucking around on him. That's usually the case.
Skylar Nemetz	Yeah.
Detective Rey Punzalan	Okay. And he finds out about it, and he finds some evidence of that. We know that she bought flowers for somebody. Right?
Skylar Nemetz	Yeah, um, yeah.
Detective Rey Punzalan	Well...
Skylar Nemetz	Like I said at the beginning...
Detective Rey Punzalan	O...

Skylar Nemetz	She told me about (inaudible).
Detective Rey Punzalan	Okay. We're...And that's what we're getting to this now, okay. She told you about that. Now, she might have been trying to mitigate that circumstance. Now, listen to me. I've been married thirty-three frickin years. Same woman, okay. Long time. Unusual for my profession, having that I've picked, of course, being a soldier for twenty-two years and being a police officer for fifteen years, you know, after that. That's a long time, right?
Skylar Nemetz	Yes, sir.
Detective Rey Punzalan	And you can tell from the lines in my head, I'm not a real fucking prize to be around sometimes. But, I'm gonna tell ya that, you know, I would never send roses, red roses, to anybody except my wife. That is unusual. Now, if somebody were sick, I would send them flowers. A bouquet perhaps...
Skylar Nemetz	(Inaudible.)
Detective Rey Punzalan	Red roses is a little different. Well, it specifically says red roses. On the receipt, right? Did you know about that before?
Skylar Nemetz	I didn't...The first time I heard about the receipt is when the two, ah, detectives came and...
Detective Rey Punzalan	Okay.
Skylar Nemetz	After they took a break and I (inaudible).
Detective Rey Punzalan	Did sh, did your wife tell you what kind of flowers she sent?
Skylar Nemetz	No, she just said, she just said a bouquet of flowers.
Detective Rey Punzalan	Bouquet of flowers.
Skylar Nemetz	Yeah.

Detective Rey Punzalan	Okay. Did ya...Did ya...So you never saw them, at all.
Skylar Nemetz	Saw what?
Detective Rey Punzalan	You never saw the receipt or anything from Safeway?
Skylar Nemetz	I never the flowers. I never saw the receipt.
Detective Rey Punzalan	Right. I understand you never saw the flowers 'cause they're not in the house, right.
Skylar Nemetz	Yeah.
Detective Rey Punzalan	Right. Okay. Did you ever scratch your head and kinda go, ah, what the hell was that about. What do you think that a dozen roses, r-roses cost to send? Did she tell you how much it, she sent, she spent on 'em?
Skylar Nemetz	No. I'll usually buy Danielle like a single rose and I'll bring it to her (inaudible).
Detective Rey Punzalan	And what's that run you?
Skylar Nemetz	Just a few dollars.
Detective Rey Punzalan	A few dollars, right? So, multiply a few dollars times twelve. Like forty bucks, right?
Skylar Nemetz	Yeah.
Detective Rey Punzalan	Yeah. That's not a... Well, you know...It's a little chunk of change, right?
Skylar Nemetz	Yeah.
Detective Rey Punzalan	Is that something you would do for just anybody, or something you'd, somebody you knew casually? I mean. I don't know. You see. I, I, I...

Skylar Nemetz	(Inaudible) buy flowers for anybody but my wife.
Detective Rey Punzalan	I wouldn't buy flowers for anybody but my wife either, you know. And I wouldn't do it for somebody I knew casually, you know. And if my wife did that shit, it'd probably, I'd probably say what the hell's going on with that. You know. Was that the case? Were you suspect about that at all?
Skylar Nemetz	No. When she told me, when I was in the car, I thought, she was, because she told me got it for her, er, her coworker's wife.
Detective Rey Punzalan	Right.
Skylar Nemetz	So.
Detective Rey Punzalan	That's got some post-partum depression issues or something? Is that kinda what it is?
Skylar Nemetz	For the (inaudible).
Detective Rey Punzalan	Do you, do you know what that is?
Skylar Nemetz	The woman?
Detective Rey Punzalan	Yeah.
Skylar Nemetz	I don't know, I don't know why or what was wr... She said like she had a kid (inaudible).
Detective Rey Punzalan	Right. She had a baby and she was kinda feeling blue, having a hard time, yeah.
Skylar Nemetz	Yeah.
Detective Rey Punzalan	That's what post-partum depression is, okay.
Skylar Nemetz	I didn't know that.
Detective Rey Punzalan	Yeah. That's when you have a baby and all the...

Skylar Nemetz	Um...
Detective Rey Punzalan	Frickin problems or something.
Skylar Nemetz	Yeah.
Detective Rey Punzalan	Okay.
Skylar Nemetz	Um...
Detective Rey Punzalan	So...
Skylar Nemetz	Yeah, so she told me about that and I didn't really think much of it 'cause I thought...
Detective Rey Punzalan	Okay.
Skylar Nemetz	Oh, well maybe she knows them better than I do. I don't (inaudible).
Detective Rey Punzalan	Alright. Well, let's get, let's get to the rest of it, the part of it, okay?
Skylar Nemetz	Okay.
Detective Rey Punzalan	Rifle goes in the closet. Right?
Skylar Nemetz	Yeah.
Detective Rey Punzalan	The magazines get kicked underneath there. You dump that stuff out. You give the, the, neighbors some bullshit story at the door. All of those things, in totality of circumstance, formulate intent.
Skylar Nemetz	I understand this.
Detective Rey Punzalan	You understand that?
Skylar Nemetz	Yes, sir.

Detective Rey Punzalan	Okay. So, which is it? Are you in...Did you intend to shoot her, or did you intend to disturb the crime scene? Which one is it?
Skylar Nemetz	I did not intend to shoot her, but I did intend to disturb the crime scene.
Detective Rey Punzalan	Okay. So, you endur, you disturbed the crime scene after that fact.
Skylar Nemetz	Yes, sir.
Detective Rey Punzalan	Okay. Intentionally. You gave that...You had some quick thoughts about that, okay...
Skylar Nemetz	Intention...And, yeah, it's...
Detective Rey Punzalan	And you did that...
Skylar Nemetz	Quick thoughts came to me...
Detective Rey Punzalan	And why...
Skylar Nemetz	(Inaudible.)
Detective Rey Punzalan	Did you do that? Why did you do that?
Skylar Nemetz	I, I, I don't. I don't know for certain.
Detective Rey Punzalan	You just panicked?
Skylar Nemetz	I, I guess. I don't.
Detective Rey Punzalan	Okay. Alright. That's what I need to know. There's no other reason, at this point in time, for you to, that you killed your wife? No financial issues?
Skylar Nemetz	No. Apparently they said that I was seventeen-thousand

	dollars in debt.
Detective Rey Punzalan	You might be.
Skylar Nemetz	I, I do have a car loan, and, but...
Detective Rey Punzalan	Okay.
Skylar Nemetz	That was never a problem for me.
Detective Rey Punzalan	But, but all together, I mean, that's a little chunk of change. How much do you make a month?
Skylar Nemetz	Um, for my housing, BH, I make...
Detective Rey Punzalan	BH and salary.
Skylar Nemetz	It's like thr-three thousand-and-six hundred, three-thousand-and-five hundred.
Detective Rey Punzalan	Wow. That's big money, huh, for an E-4. It's a lot different than when I was in. Okay. So, thirty-five, thirty-six hundred dollars a month?
Skylar Nemetz	Yeah.
Detective Rey Punzalan	That's with BAH?
Skylar Nemetz	Yees. With BAH.
Detective Rey Punzalan	So for...
Skylar Nemetz	And then my base pay and...
Detective Rey Punzalan	And (inaudible).
Skylar Nemetz	Yeah.
Detective Rey Punzalan	You don't pay any other proficiency pays, right? Nothing

	else? You're not Airborne qualified. You're not jumping, nothing like that?
Skylar Nemetz	No. I don't get anything extra.
Detective Rey Punzalan	Have you told me the truth so far?
Skylar Nemetz	Yes, sir.
Detective Rey Punzalan	Really?
Skylar Nemetz	Yes, sir.
Detective Rey Punzalan	You didn't kill your wife because you were pissed off or...
Skylar Nemetz	No, I wasn't.
Detective Rey Punzalan	Anything like that?
Skylar Nemetz	No, I did not, sir.
Detective Rey Punzalan	No?
Skylar Nemetz	No.
Detective Rey Punzalan	Why do you think you're so void of emotion?
Skylar Nemetz	I really don't know. I have...What am I supposed (inaudible).
Detective Rey Punzalan	Are you in shock or something?
Skylar Nemetz	(Inaudible.)
Detective Rey Punzalan	Are you always like this? This is just your personality?
Skylar Nemetz	No. I... Well, I've never been around something like this, and my heart's been pumping like crazy since, ever since it happened. It hasn't stopped.

Detective Rey Punzalan	Really? You don't display that. I mean, you know, like I said, if my wife's dead, what am I gonna do, Skylar? What do you think I'm gonna do? I'm gonna go right there and then I'm gonna apply some direct pressure, like I'm trained to do, and I'm gonna call 911 with the other hand. And I'm gonna talk to her, and make sure, you know, I have her attention and she's still with us, right?
Skylar Nemetz	Yes, sir.
Detective Rey Punzalan	Have you been trained in that?
Skylar Nemetz	(Pause.) Yeah, partially.
Detective Rey Punzalan	Bullshit. I know you've been trained in it. I know that you've had some combat life-saver training.
Skylar Nemetz	I...Sir, sir...
Detective Rey Punzalan	Something like that. Stop making fucking excuses because I know that. Okay? That's, that's the thing. You can't. Why didn't you do that? Why? Answer the fucking question, man.
Skylar Nemetz	I, I don't know, sir.
Detective Rey Punzalan	Why? I mean the reasonable fucking...
Skylar Nemetz	I didn't...
Detective Rey Punzalan	Person to go there and try to save that person's life, especially if it's somebody that means a fucking lot to them. Is that reasonable?
Skylar Nemetz	Yes, it is.
Detective Rey Punzalan	It is. Is it reasonable for somebody to go dump there alcohol off the Goddamned, uh...

Skylar Nemetz	No, it's not.
Detective Rey Punzalan	Yeah, ah, patio, as a priority? No. Is it reasonable for somebody to flush it? No. Is it reasonable for somebody to kick the fucking magazines under the bed and to hide the weapon? No. It's not. So, tell me why you fucking did those things?
Skylar Nemetz	(Sob) I...
Skylar Nemetz	(Inaudible) I was just...I don't know why, but, I think because of the alcohol was in my system, I tried to cover my (inaudible).
Detective Rey Punzalan	How much did you drink, Tyler. I mean Skylar? How much...
Skylar Nemetz	Just...
Detective Rey Punzalan	Did you drink?
Skylar Nemetz	I had one drink.
Detective Rey Punzalan	One drink.
Skylar Nemetz	And I, I don't drink that often. I'd (inaudible).
Detective Rey Punzalan	How much do you weigh?
Skylar Nemetz	Like a hundred-fifty to a hundred-sixty pounds.
Detective Rey Punzalan	A hundred-fifty, a hundred-sixty pounds. You got one drink. How big of a shot of Fireball did you take?
Skylar Nemetz	It was a, it was...If I'd fill it up in the cup, it was probably right there.
Detective Rey Punzalan	Not a lot.

Skylar Nemetz	Yeah.
Detective Rey Punzalan	Yeah.
Skylar Nemetz	And I had some Red Bull.
Detective Rey Punzalan	And some Red Bull. Right? Did you feel drunk?
Skylar Nemetz	I, I definitely was not sober, sir. I felt buzzed off (inaudible).
Detective Rey Punzalan	You felt a little buzzed. Were you out of control? You think you were in-in-incapable of making a fucking decision? Were you? I'm asking.
Skylar Nemetz	No. I was capable of making decisions, sir.
Detective Rey Punzalan	Okay. So, are you... You're telling me, as a soldier in the United States Army, who is able to fucking hang a fucking mortar tube, how long does it take you to fucking calculate that trajectory, hang, and get 'em to fucking hang that round and shoot it? How many seconds? How many fucking seconds?
Skylar Nemetz	I can get the gun up in like ten to fifteen seconds.
Detective Rey Punzalan	Ten to fucking fifteen seconds. You can get a Goddamned eighty-one millimeter mortar down range, but you can't keep your shit together enough to apply direct pressure to your wife's fucking wound after you shoot her? Really? Really? You want me to fucking believe that?
Skylar Nemetz	I didn't intentionally kill my wife, sir.
Detective Rey Punzalan	You didn't?
Skylar Nemetz	I did not.
Detective Rey Punzalan	Really?
Skylar Nemetz	The fl. the flowers, I'm...

PIERCE COUNTY PROSECUTOR
April 03, 2017 - 11:55 AM
Transmittal Letter

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Court of Appeals Case Number: 48788-8

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